

115TH CONGRESS  
1ST SESSION

# S. 15

To impose sanctions with respect to the ballistic missile program of Iran,  
and for other purposes.

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IN THE SENATE OF THE UNITED STATES

JANUARY 3, 2017

Mr. HELLER introduced the following bill; which was read twice and referred  
to the Committee on Banking, Housing, and Urban Affairs

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## A BILL

To impose sanctions with respect to the ballistic missile  
program of Iran, 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 “Iran Ballistic Missile  
5 Sanctions Act”.

6 **SEC. 2. FINDINGS.**

7 Congress finds the following:

8 (1) On April 2, 2015, President Barack Obama  
9 said, “Other American sanctions on Iran for its sup-  
10 port of terrorism, its human rights abuses, its bal-

1 listic missile program, will continue to be fully en-  
2 forced.”.

3 (2) On July 7, 2015, General Martin Dempsey,  
4 then-Chairman of the Joint Chiefs of Staff, said,  
5 “Under no circumstances should we relieve the pres-  
6 sure on Iran relative to ballistic missile capabili-  
7 ties.”.

8 (3) On July 29, 2015, in his role as the top  
9 military officer in the United States and advisor to  
10 the President, General Dempsey confirmed that his  
11 military recommendation was that sanctions relating  
12 to the ballistic missile program of Iran not be lifted.

13 (4) The Government of Iran and Iran’s Revolu-  
14 tionary Guard Corps have been responsible for the  
15 repeated testing of illegal ballistic missiles capable of  
16 carrying a nuclear device, including observed tests in  
17 October and November 2015 and March 2016, vio-  
18 lating United Nations Security Council resolutions.

19 (5) On October 14, 2015, Samantha Power,  
20 United States Ambassador to the United Nations,  
21 said, “One of the really important features in imple-  
22 mentation of the recent Iran deal to dismantle Iran’s  
23 nuclear program is going to have to be enforcement  
24 of the resolutions and the standards that remain on  
25 the books.”.

1           (6) On December 11, 2015, the United Nations  
2 Panel of Experts concluded that the missile launch  
3 on October 10, 2015, “was a violation by Iran of  
4 paragraph 9 of Security Council resolution 1929  
5 (2010)”.

6           (7) On January 17, 2016, Adam Szubin, Acting  
7 Under Secretary for Terrorism and Financial Intel-  
8 ligence, stated, “Iran’s ballistic missile program  
9 poses a significant threat to regional and global se-  
10 curity, and it will continue to be subject to inter-  
11 national sanctions. We have consistently made clear  
12 that the United States will vigorously press sanc-  
13 tions against Iranian activities outside of the Joint  
14 Comprehensive Plan of Action—including those re-  
15 lated to Iran’s support for terrorism, regional desta-  
16 bilization, human rights abuses, and ballistic missile  
17 program.”.

18           (8) On February 9, 2016, James Clapper, Di-  
19 rector of National Intelligence, testified that, “We  
20 judge that Tehran would choose ballistic missiles as  
21 its preferred method of delivering nuclear weapons,  
22 if it builds them. Iran’s ballistic missiles are inher-  
23 ently capable of delivering WMD, and Tehran al-  
24 ready has the largest inventory of ballistic missiles  
25 in the Middle East. Iran’s progress on space launch

1 vehicles—along with its desire to deter the United  
2 States and its allies—provides Tehran with the  
3 means and motivation to develop longer-range mis-  
4 siles, including ICBMs.”.

5 (9) On March 9, 2016, Iran reportedly fired  
6 two Qadr ballistic missiles with a range of more  
7 than 1,000 miles and according to public reports,  
8 the missiles were marked with a statement in He-  
9 brew reading, “Israel must be wiped off the arena  
10 of time.”.

11 (10) On March 11, 2016, Ambassador Power  
12 called the recent ballistic missile launches by Iran  
13 “provocative and destabilizing” and called on the  
14 international community to “degrade Iran’s missile  
15 program”.

16 (11) On March 14, 2016, Ambassador Power  
17 said that the recent ballistic missile launches by Iran  
18 were “in defiance of provisions of UN Security  
19 Council Resolution 2231”.

20 (12) Iran has demonstrated the ability to  
21 launch multiple rockets from fortified underground  
22 facilities and mobile launch sites not previously  
23 known.

24 (13) The ongoing procurement by Iran of tech-  
25 nologies needed to boost the range, accuracy, and

1 payloads of its diverse ballistic missile arsenal rep-  
2 represents a threat to deployed personnel of the United  
3 States and allies of the United States in Europe and  
4 the Middle East, including Israel.

5 (14) Ashton Carter, Secretary of Defense, testi-  
6 fied in a hearing before the Armed Services Com-  
7 mittee of the Senate on July 7, 2015, that, “[T]he  
8 reason that we want to stop Iran from having an  
9 ICBM program is that the I in ICBM stands for  
10 intercontinental, which means having the capability  
11 to fly from Iran to the United States, and we don’t  
12 want that. That’s why we oppose ICBMs.”.

13 (15) Through recent ballistic missile launch  
14 tests the Government of Iran has shown blatant dis-  
15 regard for international laws and its intention to  
16 continue tests of that nature throughout the imple-  
17 mentation of the Joint Comprehensive Plan of Ac-  
18 tion.

19 (16) The banking sector of Iran has facilitated  
20 the financing of the ballistic missile programs in  
21 Iran and evidence has not been provided that enti-  
22 ties in that sector have ceased facilitating the financ-  
23 ing of those programs.

24 (17) Iran has been able to amass a large arse-  
25 nal of ballistic missiles through its illicit smuggling

1 networks and domestic manufacturing capabilities  
2 that have been supported and maintained by Iran's  
3 Revolutionary Guard Corps and specific sectors of  
4 the economy of Iran.

5 (18) Penetration by Iran's Revolutionary Guard  
6 Corps into the economy of Iran is well documented  
7 including investments in the construction, auto-  
8 motive, telecommunications, electronics, mining,  
9 metallurgy, and petrochemical sectors of the econ-  
10 omy of Iran.

11 (19) Items procured through sectors of Iran  
12 specified in paragraph (18) have dual use applica-  
13 tions that are currently being used to create ballistic  
14 missiles in Iran and will continue to be a source of  
15 materials for the creation of future weapons.

16 (20) In order to curb future illicit activity by  
17 Iran, the Government of the United States and the  
18 international community must take action against  
19 persons that facilitate and profit from the illegal ac-  
20 quisition of ballistic missile parts and technology in  
21 support of the missile programs of Iran.

22 **SEC. 3. SENSE OF CONGRESS.**

23 It is the sense of Congress that—

24 (1) the ballistic missile program of Iran rep-  
25 resents a serious threat to allies of the United States

1 in the Middle East and Europe, members of the  
2 Armed Forces deployed in the those regions, and ul-  
3 timately the United States;

4 (2) the testing and production by Iran of bal-  
5 listic missiles capable of carrying a nuclear device is  
6 a clear violation of United Nations Security Council  
7 Resolution 2231 (2015), which was unanimously  
8 adopted by the international community;

9 (3) Iran is using its space launch program to  
10 develop the capabilities necessary to deploy an inter-  
11 continental ballistic missile that could threaten the  
12 United States, and the Director of National Intel-  
13 ligence has assessed that Iran would use ballistic  
14 missiles as its “preferred method of delivering nu-  
15 clear weapons”; and

16 (4) the Government of the United States should  
17 impose tough primary and secondary sanctions  
18 against any sector of the economy of Iran or any  
19 Iranian person that directly or indirectly supports  
20 the ballistic missile program of Iran as well as any  
21 foreign person or financial institution that engages  
22 in transactions or trade that support that program.

1 **SEC. 4. EXPANSION OF SANCTIONS WITH RESPECT TO EF-**  
2 **FORTS BY IRAN TO ACQUIRE BALLISTIC MIS-**  
3 **SILE AND RELATED TECHNOLOGY.**

4 (a) CERTAIN PERSONS.—Section 1604(a) of the  
5 Iran-Iraq Arms Non-Proliferation Act of 1992 (Public  
6 Law 102–484; 50 U.S.C. 1701 note) is amended by insert-  
7 ing “, to acquire ballistic missile or related technology,”  
8 after “nuclear weapons”.

9 (b) FOREIGN COUNTRIES.—Section 1605(a) of the  
10 Iran-Iraq Arms Non-Proliferation Act of 1992 (Public  
11 Law 102–484; 50 U.S.C. 1701 note) is amended, in the  
12 matter preceding paragraph (1), by inserting “, to acquire  
13 ballistic missile or related technology,” after “nuclear  
14 weapons”.

15 **SEC. 5. EXPANSION OF SANCTIONS WITH RESPECT TO PER-**  
16 **SONS THAT ACQUIRE OR DEVELOP BAL-**  
17 **LISTIC MISSILES.**

18 Section 5(b)(1)(B) of the Iran Sanctions Act of 1996  
19 (Public Law 104–172; 50 U.S.C. 1701 note) is amend-  
20 ed—

21 (1) in clause (i), by striking “would likely” and  
22 inserting “may”; and

23 (2) in clause (ii)—

24 (A) in subclause (I), by striking “; or” and  
25 inserting a semicolon;



1 (B) by redesignating subclause (II) as sub-  
 2 clause (III); and

3 (C) by inserting after subclause (I) the fol-  
 4 lowing:

5 “(II) acquire or develop ballistic  
 6 missiles and the capability to launch  
 7 ballistic missiles; or”.

8 **SEC. 6. IMPOSITION OF SANCTIONS WITH RESPECT TO BAL-**  
 9 **LISTIC MISSILE PROGRAM OF IRAN.**

10 (a) IN GENERAL.—Title II of the Iran Threat Reduc-  
 11 tion and Syria Human Rights Act of 2012 (22 U.S.C.  
 12 8721 et seq.) is amended by adding at the end the fol-  
 13 lowing:

14 **“Subtitle C—Measures Relating to**  
 15 **Ballistic Missile Program of Iran**

16 **“SEC. 231. DEFINITIONS.**

17 “(a) IN GENERAL.—In this subtitle:

18 “(1) AGRICULTURAL COMMODITY.—The term  
 19 ‘agricultural commodity’ has the meaning given that  
 20 term in section 102 of the Agricultural Trade Act of  
 21 1978 (7 U.S.C. 5602).

22 “(2) APPROPRIATE COMMITTEES OF CON-  
 23 GRESS.—The term ‘appropriate committees of Con-  
 24 gress’ means—

1           “(A) the committees specified in section  
2           14(2) of the Iran Sanctions Act of 1996 (Public  
3           Law 104–172; 50 U.S.C. 1701 note); and

4           “(B) the congressional defense committees,  
5           as defined in section 101 of title 10, United  
6           States Code.

7           “(3) CORRESPONDENT ACCOUNT; PAYABLE-  
8           THROUGH ACCOUNT.—The terms ‘correspondent ac-  
9           count’ and ‘payable-through account’ have the mean-  
10          ings given those terms in section 5318A of title 31,  
11          United States Code.

12          “(4) FOREIGN FINANCIAL INSTITUTION.—The  
13          term ‘foreign financial institution’ has the meaning  
14          of that term as determined by the Secretary of the  
15          Treasury pursuant to section 104(i) of the Com-  
16          prehensive Iran Sanctions, Accountability, and Di-  
17          vestment Act of 2010 (22 U.S.C. 8513(i)).

18          “(5) GOOD.—The term ‘good’ has the meaning  
19          given that term in section 16 of the Export Adminis-  
20          tration Act of 1979 (50 U.S.C. 4618) (as continued  
21          in effect pursuant to the International Emergency  
22          Economic Powers Act (50 U.S.C. 1701 et seq.)).

23          “(6) GOVERNMENT.—The term ‘Government’,  
24          with respect to a foreign country, includes any agen-

1       cies or instrumentalities of that Government and any  
2       entities controlled by that Government.

3               “(7) MEDICAL DEVICE.—The term ‘medical de-  
4       vice’ has the meaning given the term ‘device’ in sec-  
5       tion 201 of the Federal Food, Drug, and Cosmetic  
6       Act (21 U.S.C. 321).

7               “(8) MEDICINE.—The term ‘medicine’ has the  
8       meaning given the term ‘drug’ in section 201 of the  
9       Federal Food, Drug, and Cosmetic Act (21 U.S.C.  
10       321).

11              “(b) DETERMINATIONS OF SIGNIFICANCE.—For pur-  
12       poses of this subtitle, in determining if financial trans-  
13       actions or financial services are significant, the President  
14       may consider the totality of the facts and circumstances,  
15       including factors similar to the factors set forth in section  
16       561.404 of title 31, Code of Federal Regulations (or any  
17       corresponding similar regulation or ruling).

18       **“SEC. 232. IMPOSITION OF SANCTIONS WITH RESPECT TO**  
19                               **PERSONS THAT SUPPORT THE BALLISTIC**  
20                               **MISSILE PROGRAM OF IRAN.**

21              “(a) IDENTIFICATION OF PERSONS.—

22                      “(1) IN GENERAL.—Not later than 120 days  
23       after the date of the enactment of the Iran Ballistic  
24       Missile Sanctions Act, and not less frequently than  
25       once every 180 days thereafter, the President shall,

1 in coordination with the Secretary of Defense, the  
2 Director of National Intelligence, the Secretary of  
3 the Treasury, and the Secretary of State, submit to  
4 the appropriate committees of Congress a report  
5 identifying persons that have knowingly aided the  
6 Government of Iran in the development of the bal-  
7 listic missile program of Iran.

8 “(2) ELEMENTS.—Each report required by  
9 paragraph (1) shall include the following:

10 “(A) An identification of persons  
11 (disaggregated by Iranian and non-Iranian per-  
12 sons) that have knowingly aided the Govern-  
13 ment of Iran in the development of the ballistic  
14 missile program of Iran, including persons that  
15 have—

16 “(i) knowingly engaged in the direct  
17 or indirect provision of material support to  
18 such program;

19 “(ii) knowingly facilitated, supported,  
20 or engaged in activities to further the de-  
21 velopment of such program;

22 “(iii) knowingly transmitted informa-  
23 tion relating to ballistic missiles to the  
24 Government of Iran; or

1                   “(iv) otherwise knowingly aided such  
2                   program.

3                   “(B) A description of the character and  
4                   significance of the cooperation of each person  
5                   identified under subparagraph (A) with the  
6                   Government of Iran with respect to such pro-  
7                   gram.

8                   “(C) An assessment of the cooperation of  
9                   the Government of the Democratic People’s Re-  
10                  public of Korea with the Government of Iran  
11                  with respect to such program.

12                  “(3) CLASSIFIED ANNEX.—Each report re-  
13                  quired by paragraph (1) shall be submitted in un-  
14                  classified form, but may contain a classified annex.

15                  “(b) BLOCKING OF PROPERTY.—

16                  “(1) IN GENERAL.—Not later than 15 days  
17                  after submitting a report required by subsection  
18                  (a)(1), the President shall, in accordance with the  
19                  International Emergency Economic Powers Act (50  
20                  U.S.C. 1701 et seq.), block and prohibit all trans-  
21                  actions in all property and interests in property of  
22                  any person specified in such report if such property  
23                  and interests in property are in the United States,  
24                  come within the United States, or are or come with-

1 in the possession or control of a United States per-  
2 son.

3 “(2) INAPPLICABILITY OF NATIONAL EMER-  
4 GENCY REQUIREMENT.—The requirements under  
5 section 202 of the International Emergency Eco-  
6 nomic Powers Act (50 U.S.C. 1701) shall not apply  
7 for purposes of this subsection.

8 “(c) EXCLUSION FROM UNITED STATES.—

9 “(1) IN GENERAL.—Except as provided in para-  
10 graph (2), the Secretary of State shall deny a visa  
11 to, and the Secretary of Homeland Security shall ex-  
12 clude from the United States, any alien subject to  
13 blocking of property and interests in property under  
14 subsection (b).

15 “(2) COMPLIANCE WITH UNITED NATIONS  
16 HEADQUARTERS AGREEMENT.—Paragraph (1) shall  
17 not apply to the head of state of Iran, or necessary  
18 staff of that head of state, if admission to the  
19 United States is necessary to permit the United  
20 States to comply with the Agreement regarding the  
21 Headquarters of the United Nations, signed at Lake  
22 Success June 26, 1947, and entered into force No-  
23 vember 21, 1947, between the United Nations and  
24 the United States.

1       “(d) FACILITATION OF CERTAIN TRANSACTIONS.—  
2 The President shall prohibit the opening, and prohibit or  
3 impose strict conditions on the maintaining, in the United  
4 States of a correspondent account or a payable-through  
5 account by a foreign financial institution that the Presi-  
6 dent determines knowingly, on or after the date that is  
7 180 days after the date of the enactment of the Iran Bal-  
8 listic Missile Sanctions Act, conducts or facilitates a sig-  
9 nificant financial transaction for a person subject to block-  
10 ing of property and interests in property under subsection  
11 (b).

12 **“SEC. 233. BLOCKING OF PROPERTY OF PERSONS AFFILI-**  
13 **ATED WITH CERTAIN IRANIAN ENTITIES.**

14       “(a) BLOCKING OF PROPERTY.—

15               “(1) IN GENERAL.—The President shall, in ac-  
16 cordance with the International Emergency Eco-  
17 nomic Powers Act (50 U.S.C. 1701 et seq.), block  
18 and prohibit all transactions in all property and in-  
19 terests in property of any person described in para-  
20 graph (3) if such property and interests in property  
21 are in the United States, come within the United  
22 States, or are or come within the possession or con-  
23 trol of a United States person.

24               “(2) INAPPLICABILITY OF NATIONAL EMER-  
25 GENCY REQUIREMENT.—The requirements under

1 section 202 of the International Emergency Eco-  
2 nomic Powers Act (50 U.S.C. 1701) shall not apply  
3 for purposes of this subsection.

4 “(3) PERSONS DESCRIBED.—A person de-  
5 scribed in this paragraph is—

6 “(A) an entity that is owned, directly or  
7 indirectly, by a 25 percent or greater interest—

8 “(i) by the Aerospace Industries Or-  
9 ganization, the Shahid Hemmat Industrial  
10 Group, the Shahid Bakeri Industrial  
11 Group, or any agent or affiliate of such or-  
12 ganization or group; or

13 “(ii) collectively by a group of individ-  
14 uals that hold an interest in the Aerospace  
15 Industries Organization, the Shahid  
16 Hemmat Industrial Group, the Shahid  
17 Bakeri Industrial Group, or any agent or  
18 affiliate of such organization or group,  
19 even if none of those individuals hold a 25  
20 percent or greater interest in the entity;

21 “(B) a person that controls, manages, or  
22 directs an entity described in subparagraph (A);

23 or



1                   “(C) an individual who is on the board of  
2                   directors of an entity described in subparagraph  
3                   (A).

4                   “(b) FACILITATION OF CERTAIN TRANSACTIONS.—  
5                   The President shall prohibit the opening, and prohibit or  
6                   impose strict conditions on the maintaining, in the United  
7                   States of a correspondent account or a payable-through  
8                   account by a foreign financial institution that the Presi-  
9                   dent determines knowingly, on or after the date that is  
10                  180 days after the date of the enactment of the Iran Bal-  
11                  listic Missile Sanctions Act, conducts or facilitates a sig-  
12                  nificant financial transaction for a person subject to block-  
13                  ing of property and interests in property under subsection  
14                  (a).

15                  “(c) IRAN MISSILE PROLIFERATION WATCH LIST.—

16                         “(1) IN GENERAL.—Not later than 90 days  
17                         after the date of the enactment of the Iran Ballistic  
18                         Missile Sanctions Act, and not less frequently than  
19                         annually thereafter, the Secretary of the Treasury  
20                         shall submit to the appropriate committees of Con-  
21                         gress and publish in the Federal Register a list of—

22                                 “(A) each entity in which the Aerospace  
23                                 Industries Organization, the Shahid Hemmat  
24                                 Industrial Group, the Shahid Bakeri Industrial  
25                                 Group, or any agent or affiliate of such organi-

1           zation or group has an ownership interest of  
2           more than 0 percent and less than 25 percent;

3           “(B) each entity in which the Aerospace  
4           Industries Organization, the Shahid Hemmat  
5           Industrial Group, the Shahid Bakeri Industrial  
6           Group, or any agent or affiliate of such organi-  
7           zation or group does not have an ownership in-  
8           terest but maintains a presence on the board of  
9           directors of the entity or otherwise influences  
10          the actions, policies, or personnel decisions of  
11          the entity; and

12          “(C) each person that controls, manages,  
13          or directs an entity described in subparagraph  
14          (A) or (B).

15          “(2) REFERENCE.—The list required by para-  
16          graph (1) may be referred to as the ‘Iran Missile  
17          Proliferation Watch List’.

18          “(d) COMPTROLLER GENERAL REPORT.—

19                 “(1) IN GENERAL.—The Comptroller General of  
20                 the United States shall—

21                         “(A) conduct a review of each list required  
22                         by subsection (c)(1); and

23                         “(B) not later than 60 days after each  
24                         such list is submitted to the appropriate com-  
25                         mittees of Congress under that subsection, sub-

1           mit to the appropriate committees of Congress  
2           a report on the review conducted under sub-  
3           paragraph (A) that includes a list of persons  
4           not included in that list that qualify for inclu-  
5           sion in that list, as determined by the Comp-  
6           troller General.

7           “(2) CONSULTATIONS.—In preparing the report  
8           required by paragraph (1)(B), the Comptroller Gen-  
9           eral shall consult with nongovernmental organiza-  
10          tions.

11 **“SEC. 234. IMPOSITION OF SANCTIONS WITH RESPECT TO**  
12                           **CERTAIN PERSONS INVOLVED IN BALLISTIC**  
13                           **MISSILE ACTIVITIES.**

14          “(a) CERTIFICATION.—Not later than 120 days after  
15 the date of the enactment of the Iran Ballistic Missile  
16 Sanctions Act, and not less frequently than once every 180  
17 days thereafter, the President shall submit to the appro-  
18 priate committees of Congress a certification that each  
19 person listed in an annex of United Nations Security  
20 Council Resolution 1737 (2006), 1747 (2007), or 1929  
21 (2010) is not directly or indirectly facilitating, supporting,  
22 or involved with the development of or transfer to Iran  
23 of ballistic missiles or technology, parts, components, or  
24 technology information relating to ballistic missiles.

25          “(b) BLOCKING OF PROPERTY.—

1           “(1) IN GENERAL.—If the President is unable  
2           to make a certification under subsection (a) with re-  
3           spect to a person and the person is not currently  
4           subject to sanctions with respect to Iran under any  
5           other provision of law, the President shall, not later  
6           than 15 days after that certification would have been  
7           required under that subsection—

8                   “(A) in accordance with the International  
9                   Emergency Economic Powers Act (50 U.S.C.  
10                  1701 et seq.), block and prohibit all trans-  
11                  actions in all property and interests in property  
12                  of that person if such property and interests in  
13                  property are in the United States, come within  
14                  the United States, or are or come within the  
15                  possession or control of a United States person;  
16                  and

17                  “(B) publish in the Federal Register a re-  
18                  port describing the reason why the President  
19                  was unable to make a certification with respect  
20                  to that person.

21           “(2) INAPPLICABILITY OF NATIONAL EMER-  
22           GENCY REQUIREMENT.—The requirements under  
23           section 202 of the International Emergency Eco-  
24           nomic Powers Act (50 U.S.C. 1701) shall not apply  
25           for purposes of this subsection.

1 “(c) EXCLUSION FROM UNITED STATES.—

2 “(1) IN GENERAL.—Except as provided in para-  
3 graph (2), the Secretary of State shall deny a visa  
4 to, and the Secretary of Homeland Security shall ex-  
5 clude from the United States, any alien subject to  
6 blocking of property and interests in property under  
7 subsection (b).

8 “(2) COMPLIANCE WITH UNITED NATIONS  
9 HEADQUARTERS AGREEMENT.—Paragraph (1) shall  
10 not apply to the head of state of Iran, or necessary  
11 staff of that head of state, if admission to the  
12 United States is necessary to permit the United  
13 States to comply with the Agreement regarding the  
14 Headquarters of the United Nations, signed at Lake  
15 Success June 26, 1947, and entered into force No-  
16 vember 21, 1947, between the United Nations and  
17 the United States.

18 “(d) FACILITATION OF CERTAIN TRANSACTIONS.—  
19 The President shall prohibit the opening, and prohibit or  
20 impose strict conditions on the maintaining, in the United  
21 States of a correspondent account or a payable-through  
22 account by a foreign financial institution that the Presi-  
23 dent determines knowingly, on or after the date that is  
24 180 days after the date of the enactment of the Iran Bal-  
25 listic Missile Sanctions Act, conducts or facilitates a sig-

1 nificant financial transaction for a person subject to block-  
2 ing of property and interests in property under subsection  
3 (b).

4 **“SEC. 235. IMPOSITION OF SANCTIONS WITH RESPECT TO**  
5 **CERTAIN SECTORS OF IRAN THAT SUPPORT**  
6 **THE BALLISTIC MISSILE PROGRAM OF IRAN.**

7 “(a) LIST OF SECTORS.—

8 “(1) IN GENERAL.—Not later than 120 days  
9 after the date of the enactment of the Iran Ballistic  
10 Missile Sanctions Act, and not less frequently than  
11 once every 180 days thereafter, the President shall  
12 submit to the appropriate committees of Congress  
13 and publish in the Federal Register a list of the sec-  
14 tors of the economy of Iran that are directly or indi-  
15 rectly facilitating, supporting, or involved with the  
16 development of or transfer to Iran of ballistic mis-  
17 siles or technology, parts, components, or technology  
18 information relating to ballistic missiles.

19 “(2) CERTAIN SECTORS.—

20 “(A) IN GENERAL.—Not later than 120  
21 days after the date of enactment of the Iran  
22 Ballistic Missile Sanctions Act, the President  
23 shall submit to the appropriate committees of  
24 Congress a determination as to whether each of  
25 the automotive, chemical, computer science,

1 construction, electronic, energy, metallurgy,  
2 mining, petrochemical, research (including uni-  
3 versities and research institutions), and tele-  
4 communications sectors of Iran meet the cri-  
5 teria specified in paragraph (1).

6 “(B) INCLUSION IN INITIAL LIST.—If the  
7 President determines under subparagraph (A)  
8 that the sectors of the economy of Iran speci-  
9 fied in such subparagraph meet the criteria  
10 specified in paragraph (1), that sector shall be  
11 included in the initial list submitted and pub-  
12 lished under that paragraph.

13 “(b) SANCTIONS WITH RESPECT TO SPECIFIED SEC-  
14 TORS OF IRAN.—

15 “(1) BLOCKING OF PROPERTY.—

16 “(A) IN GENERAL.—The President shall,  
17 in accordance with the International Emergency  
18 Economic Powers Act (50 U.S.C. 1701 et seq.),  
19 block and prohibit all transactions in all prop-  
20 erty and interests in property of any person de-  
21 scribed in paragraph (4) if such property and  
22 interests in property are in the United States,  
23 come within the United States, or are or come  
24 within the possession or control of a United  
25 States person.

1           “(B) INAPPLICABILITY OF NATIONAL  
2 EMERGENCY REQUIREMENT.—The requirements  
3 under section 202 of the International Emer-  
4 gency Economic Powers Act (50 U.S.C. 1701)  
5 shall not apply for purposes of this paragraph.

6           “(2) EXCLUSION FROM UNITED STATES.—

7           “(A) IN GENERAL.—Except as provided in  
8 subparagraph (B), the Secretary of State shall  
9 deny a visa to, and the Secretary of Homeland  
10 Security shall exclude from the United States,  
11 any alien that is a person described in para-  
12 graph (4).

13           “(B) COMPLIANCE WITH UNITED NATIONS  
14 HEADQUARTERS AGREEMENT.—Subparagraph  
15 (A) shall not apply to the head of state of Iran,  
16 or necessary staff of that head of state, if ad-  
17 mission to the United States is necessary to  
18 permit the United States to comply with the  
19 Agreement regarding the Headquarters of the  
20 United Nations, signed at Lake Success June  
21 26, 1947, and entered into force November 21,  
22 1947, between the United Nations and the  
23 United States.

24           “(3) FACILITATION OF CERTAIN TRANS-  
25 ACTIONS.—Except as provided in this section, the



1 President shall prohibit the opening, and prohibit or  
2 impose strict conditions on the maintaining, in the  
3 United States of a correspondent account or a pay-  
4 able-through account by a foreign financial institu-  
5 tion that the President determines knowingly, on or  
6 after the date that is 180 days after the date of the  
7 enactment of the Iran Ballistic Missile Sanctions  
8 Act, conducts or facilitates a significant financial  
9 transaction for a person described in paragraph (4).

10 “(4) PERSONS DESCRIBED.—A person is de-  
11 scribed in this paragraph if the President determines  
12 that the person, on or after the date that is 180  
13 days after the date of the enactment of the Iran  
14 Ballistic Missile Sanctions Act—

15 “(A) operates in a sector of the economy  
16 of Iran included in the most recent list pub-  
17 lished by the President under subsection (a);

18 “(B) knowingly provides significant finan-  
19 cial, material, technological, or other support to,  
20 or goods or services in support of, any activity  
21 or transaction on behalf of or for the benefit of  
22 a person described in subparagraph (A); or

23 “(C) is owned or controlled by a person de-  
24 scribed in subparagraph (A).

1       “(c) HUMANITARIAN EXCEPTION.—The President  
2 may not impose sanctions under this section with respect  
3 to any person for conducting or facilitating a transaction  
4 for the sale of agricultural commodities, food, medicine,  
5 or medical devices to Iran or for the provision of humani-  
6 tarian assistance to the people of Iran.

7       **“SEC. 236. IDENTIFICATION OF FOREIGN PERSONS THAT**  
8                               **SUPPORT THE BALLISTIC MISSILE PROGRAM**  
9                               **OF IRAN IN CERTAIN SECTORS OF IRAN.**

10       “(a) IN GENERAL.—Not later than 120 days after  
11 the date of the enactment of the Iran Ballistic Missile  
12 Sanctions Act, and not less frequently than annually  
13 thereafter, the President shall submit to the appropriate  
14 committees of Congress and publish in the Federal Reg-  
15 ister a list of all foreign persons that have, based on cred-  
16 ible information, directly or indirectly facilitated, sup-  
17 ported, or been involved with the development of ballistic  
18 missiles or technology, parts, components, or technology  
19 information related to ballistic missiles in the following  
20 sectors of the economy of Iran during the period specified  
21 in subsection (b):

22               “(1) Automotive.

23               “(2) Chemical.

24               “(3) Computer Science.

25               “(4) Construction.

1 “(5) Electronic.

2 “(6) Energy.

3 “(7) Metallurgy.

4 “(8) Mining.

5 “(9) Petrochemical.

6 “(10) Research (including universities and re-  
7 search institutions).

8 “(11) Telecommunications.

9 “(12) Any other sector of the economy of Iran  
10 identified under section 235(a).

11 “(b) PERIOD SPECIFIED.—The period specified in  
12 this subsection is—

13 “(1) with respect to the first list submitted  
14 under subsection (a), the period beginning on the  
15 date of the enactment of the Iran Ballistic Missile  
16 Sanctions Act and ending on the date that is 120  
17 days after such date of enactment; and

18 “(2) with respect to each subsequent list sub-  
19 mitted under such subsection, the one-year period  
20 preceding the submission of the list.

21 “(c) COMPTROLLER GENERAL REPORT.—

22 “(1) IN GENERAL.—With respect to each list  
23 submitted under subsection (a), not later than 120  
24 days after the list is submitted under that sub-  
25 section, the Comptroller General of the United

1 States shall submit to the appropriate committees of  
2 Congress—

3 “(A) an assessment of the processes fol-  
4 lowed by the President in preparing the list;

5 “(B) an assessment of the foreign persons  
6 included in the list; and

7 “(C) a list of persons not included in the  
8 list that qualify for inclusion in the list, as de-  
9 termined by the Comptroller General.

10 “(2) CONSULTATIONS.—In preparing the report  
11 required by paragraph (1), the Comptroller General  
12 shall consult with nongovernmental organizations.

13 “(d) CREDIBLE INFORMATION DEFINED.—In this  
14 section, the term ‘credible information’ has the meaning  
15 given that term in section 14 of the Iran Sanctions Act  
16 of 1996 (Public Law 104–172; 50 U.S.C. 1701 note).”.

17 (b) CLERICAL AMENDMENT.—The table of contents  
18 for the Iran Threat Reduction and Syria Human Rights  
19 Act of 2012 is amended by inserting after the item relat-  
20 ing to section 224 the following:

“Subtitle C—Measures Relating to Ballistic Missile Program of Iran

“Sec. 231. Definitions.

“Sec. 232. Imposition of sanctions with respect to persons that support the bal-  
listic missile program of Iran.

“Sec. 233. Blocking of property of persons affiliated with certain Iranian enti-  
ties.

“Sec. 234. Imposition of sanctions with respect to certain persons involved in  
ballistic missile activities.

“Sec. 235. Imposition of sanctions with respect to certain sectors of Iran that  
support the ballistic missile program of Iran.

“Sec. 236. Identification of foreign persons that support the ballistic missile program of Iran in certain sectors of Iran.”.

1 **SEC. 7. EXPANSION OF MANDATORY SANCTIONS WITH RE-**  
 2 **SPECT TO FINANCIAL INSTITUTIONS THAT**  
 3 **ENGAGE IN CERTAIN TRANSACTIONS RELAT-**  
 4 **ING TO BALLISTIC MISSILE CAPABILITIES OF**  
 5 **IRAN.**

6 Section 104 of the Comprehensive Iran Sanctions,  
 7 Accountability, and Divestment Act of 2010 (22 U.S.C.  
 8 8513) is amended—

9 (1) in subsection (c)(2)—

10 (A) in subparagraph (A)—

11 (i) in clause (i), by striking “; or” and  
 12 inserting a semicolon;

13 (ii) by redesignating clause (ii) as  
 14 clause (iii); and

15 (iii) by inserting after clause (i) the  
 16 following:

17 “(ii) to acquire or develop ballistic  
 18 missiles and capabilities and launch tech-  
 19 nology relating to ballistic missiles; or”;  
 20 and

21 (B) in subparagraph (E)(ii)—

22 (i) in subclause (I), by striking “; or”  
 23 and inserting a semicolon;

1 (ii) by redesignating subclause (II) as  
2 subclause (III); and

3 (iii) by inserting after subclause (I)  
4 the following:

5 “(II) Iran’s development of bal-  
6 listic missiles and capabilities and  
7 launch technology relating to ballistic  
8 missiles; or”; and

9 (2) in subsection (f)—

10 (A) by redesignating paragraphs (1) and  
11 (2) as subparagraphs (A) and (B), respectively,  
12 and moving those subparagraphs, as so redesign-  
13 ated, two ems to the right;

14 (B) by striking “WAIVER.—The” and in-  
15 serting “WAIVER.—

16 “(1) IN GENERAL.—Except as provided in para-  
17 graph (2), the”; and

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

19 “(2) EXCEPTION.—The Secretary of the Treas-  
20 ury may not waive under paragraph (1) the applica-  
21 tion of a prohibition or condition imposed with re-  
22 spect to an activity described in subparagraph  
23 (A)(ii) or (E)(ii)(II) of subsection (c)(2).”.

1 **SEC. 8. DISCLOSURE TO THE SECURITIES AND EXCHANGE**  
2 **COMMISSION OF ACTIVITIES WITH CERTAIN**  
3 **SECTORS OF IRAN THAT SUPPORT THE BAL-**  
4 **LISTIC MISSILE PROGRAM OF IRAN.**

5 (a) IN GENERAL.—Section 13(r)(1) of the Securities  
6 Exchange Act of 1934 (15 U.S.C. 78m(r)(1)) is amend-  
7 ed—

8 (1) in subparagraph (C), by striking “; or” and  
9 inserting a semicolon;

10 (2) by redesignating subparagraph (D) as sub-  
11 paragraph (E); and

12 (3) by inserting after subparagraph (C) the fol-  
13 lowing:

14 “(D) knowingly engaged in any activity for  
15 which sanctions may be imposed under section  
16 235 of the Iran Threat Reduction and Syria  
17 Human Rights Act of 2012;”.

18 (b) INVESTIGATIONS.—Section 13(r)(5)(A) of the Se-  
19 curities Exchange Act of 1934 is amended by striking “an  
20 Executive order specified in clause (i) or (ii) of paragraph  
21 (1)(D)” and inserting “section 235 of the Iran Threat Re-  
22 duction and Syria Human Rights Act of 2012, an Execu-  
23 tive order specified in clause (i) or (ii) of paragraph  
24 (1)(E)”.

25 (c) CONFORMING AMENDMENT.—Section 13(r)(5) of  
26 the Securities Exchange Act of 1934 is amended, in the

1 matter preceding subparagraph (A), by striking “subpara-  
2 graph (D)(iii)” and inserting “subparagraph (E)(iii)”.

3 (d) **EFFECTIVE DATE.**—The amendments made by  
4 this section shall take effect with respect to reports re-  
5 quired to be filed with the Securities and Exchange Com-  
6 mission after the date that is 180 days after the date of  
7 the enactment of this Act.

8 **SEC. 9. REGULATIONS.**

9 Not later than 90 days after the date of the enact-  
10 ment of this Act, the President shall prescribe regulations  
11 to carry out this Act and the amendments made by this  
12 Act.

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