

Union Calendar No. 90

118TH CONGRESS
1ST SESSION

H. R. 589

[Report No. 118–118, Part I]

To impose sanctions on the Supreme Leader of Iran and the President of Iran and their respective offices for human rights abuses and support for terrorism.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 27, 2023

Mr. BANKS (for himself, Mr. GALLAGHER, Mr. WALTZ, Ms. TENNEY, Mr. WILSON of South Carolina, Mr. CRENSHAW, Ms. SALAZAR, Mr. WITTMAN, Mr. WEBER of Texas, Mr. FALLON, Mr. MCCLINTOCK, Mr. MURPHY, Mrs. HARSHBARGER, Mrs. RODGERS of Washington, Mr. GUEST, Mr. LAMBORN, Mr. GOTTHEIMER, Mr. SWALWELL, and Ms. WASSERMAN SCHULTZ) introduced the following bill; which was referred to the Committee on Foreign Affairs, and in addition to the Committees on the Judiciary, Financial Services, and Ways and Means, 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

JUNE 22, 2023

Additional sponsors: Mr. SMUCKER, Mr. GALLEGO, Mrs. KIM of California, Mr. SCHIFF, Ms. SHERRILL, Mr. OBERNOLTE, Mr. PANETTA, Mr. ISSA, Mrs. WAGNER, Mr. SHERMAN, Mr. HIMES, Mr. MOSKOWITZ, Ms. PORTER, Mr. LEVIN, Mr. SCHNEIDER, Mr. HUDSON, Mr. KHANNA, Ms. WEXTON, Mr. PETERS, Ms. ESHOO, Mrs. MCCLAIN, Mr. LIEU, Mr. LAHOOD, Mr. STEUBE, Mr. POSEY, Mr. RYAN, Mr. CÁRDENAS, Mr. AUCHINCLOSS, Mr. NICKEL, Ms. SPANBERGER, Mr. SIMPSON, Mr. DUARTE, Mr. TRONE, Ms. DELBENE, Ms. STRICKLAND, Mr. GREEN of Tennessee, Mr. CORREA, Mr. SMITH of New Jersey, Mr. MAST, Mr. MCCAUL, Mr. DOGGETT, Mr. MILLS, Mr. ALLRED, Mr. LAWLER, Mr. SELF, Ms. GRANGER, Mrs. STEEL, Ms. LOFGREN, Ms. FOXX, Mr. DESAULNIER, Ms. WILD, Mr. GOODEN of Texas, Mr. LOUDERMILK, Mr. MULLIN, Mr. NORCROSS, Mr. FITZPATRICK, Mr. BACON, Mr. COSTA, Ms. LEE of Nevada, Mr. COHEN, Mr. GOLDMAN of New York, Mr. BAIRD, Mr. HUFFMAN, Mr. C. SCOTT FRANKLIN of Florida, Mr. SMITH of Ne-

braska, Mrs. HAYES, Mr. LATURNER, Ms. STEVENS, Mrs. GONZÁLEZ-COLÓN, Mr. FINSTAD, Mr. PAYNE, Mr. YAKYM, Mr. CARTER of Georgia, Mr. VAN DREW, Mr. KEAN of New Jersey, Ms. BARRAGÁN, Mr. BURCHETT, Mr. MILLER of Ohio, Mr. MOOLENAAR, Mr. LATTA, Mr. STANTON, Ms. CHU, Mr. GOMEZ, Mr. CALVERT, Mr. BOYLE of Pennsylvania, Mr. SMITH of Washington, Mr. RUIZ, Mr. FULCHER, Mr. HORSFORD, Mr. DESJARLAIS, Mr. TORRES of New York, Mr. JACKSON of Texas, Mr. RESCHENTHALER, Mr. GREEN of Texas, Ms. SCHRIER, Mr. MANN, Mr. CARSON, Ms. STEFANIK, Ms. MENG, Mr. SCHWEIKERT, Mr. SOTO, Ms. CLARKE of New York, Mr. GIMENEZ, Mr. BERA, Mr. NUNN of Iowa, Mr. KRISHNAMOORTHY, Ms. BROWNLEY, Mr. FEENSTRA, Mr. KUSTOFF, and Mr. D'ESPOSITO

JUNE 22, 2023

Reported from the Committee on Foreign Affairs with an amendment

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

JUNE 22, 2023

Committees on the Judiciary, Financial Services, and Ways and Means discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

[For text of introduced bill, see copy of bill as introduced on January 27, 2023]

A BILL

To impose sanctions on the Supreme Leader of Iran and the President of Iran and their respective offices for human rights abuses and support for terrorism.

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 “Mahsa Amini Human*
5 *rights and Security Accountability Act” or the “MAHSA*
6 *Act”.*

7 **SEC. 2. IMPOSITION OF SANCTIONS ON IRAN’S SUPREME**
8 **LEADER’S OFFICE, ITS APPOINTEES, AND ANY**
9 **AFFILIATED PERSONS.**

10 *(a) FINDINGS.—Congress finds the following:*

11 *(1) The Supreme Leader is an institution of the*
12 *Islamic Republic of Iran.*

13 *(2) The Supreme Leader holds ultimate author-*
14 *ity over Iran’s judiciary and security apparatus, in-*
15 *cluding the Ministry of Intelligence and Security, law*
16 *enforcement forces under the Interior Ministry, the Is-*
17 *lamic Revolutionary Guard Corps (IRGC), and the*
18 *Basij, a nationwide volunteer paramilitary group*
19 *subordinate to the IRGC, all of which have engaged*
20 *in human rights abuses in Iran. Additionally the*
21 *IRGC, a United States designated Foreign Terrorist*
22 *Organization, which reports to the Supreme Leader,*
23 *continues to perpetrate terrorism around the globe,*
24 *including attempts to kill and kidnap American citi-*
25 *zens on United States soil.*

1 (3) *The Supreme Leader appoints the head of*
2 *Iran’s judiciary. International observers continue to*
3 *criticize the lack of independence of Iran’s judicial*
4 *system and maintained that trials disregarded inter-*
5 *national standards of fairness.*

6 (4) *The revolutionary courts, created by Iran’s*
7 *former Supreme Leader Ruhollah Khomeini, within*
8 *Iran’s judiciary, are chiefly responsible for hearing*
9 *cases of political offenses, operate in parallel to Iran’s*
10 *criminal justice system and routinely hold grossly un-*
11 *fair trials without due process, handing down pre-*
12 *determined verdicts and rubberstamping executions*
13 *for political purpose.*

14 (5) *The Iranian security and law enforcement*
15 *forces engage in serious human rights abuse at the be-*
16 *hest of the Supreme Leader.*

17 (6) *Iran’s President, Ebrahim Raisi, sits at the*
18 *helm of the most sanctioned cabinet in Iranian his-*
19 *tory which includes internationally sanctioned rights*
20 *violators. Raisi has supported the recent crackdown*
21 *on protestors and is a rights violator himself, having*
22 *served on a “death commission” in 1988 that led to*
23 *the execution of several thousand political prisoners*
24 *in Iran. He most recently served as the head of Iran’s*
25 *judiciary, a position appointed by Iran’s current Su-*

1 *preme Leader Ali Khamenei, and may likely be a po-*
2 *tential candidate to replace Khamenei as Iran’s next*
3 *Supreme Leader.*

4 (7) *On September 16, 2022, a 22-year-old*
5 *woman, Mahsa Amini, died in the detention of the*
6 *Morality Police after being beaten and detained for*
7 *allegedly transgressing discriminatory dress codes for*
8 *women. This tragic incident triggered widespread,*
9 *pro-women’s rights, pro-democracy protests across all*
10 *of Iran’s 31 provinces, calling for the end to Iran’s*
11 *theocratic regime.*

12 (8) *In the course of the protests, the Iranian se-*
13 *curity forces’ violent crackdown includes mass arrests,*
14 *well documented beating of protestors, throttling of the*
15 *internet and telecommunications services, and shoot-*
16 *ing protestors with live ammunition. Iranian security*
17 *forces have reportedly killed hundreds of protestors*
18 *and other civilians, including women and children,*
19 *and wounded many more.*

20 (9) *Iran’s Supreme Leader is the leader of the*
21 *“Axis of Resistance”, which is a network of Tehran’s*
22 *terror proxy and partner militias materially sup-*
23 *ported by the Islamic Revolutionary Guard Corps*
24 *that targets the United States as well as its allies and*
25 *partners.*

1 **(b) SENSE OF CONGRESS.**—*It is the sense of Congress*
2 *that—*

3 (1) *the United States shall stand with and sup-*
4 *port the people of Iran in their demand for funda-*
5 *mental human rights;*

6 (2) *the United States shall continue to hold the*
7 *Islamic Republic of Iran, particularly the Supreme*
8 *Leader and President, accountable for abuses of*
9 *human rights, corruption, and export of terrorism;*
10 *and*

11 (3) *Iran must immediately end its gross viola-*
12 *tions of internationally recognized human rights.*

13 **(c) IN GENERAL.**—

14 (1) **DETERMINATION AND REPORT REQUIRED.**—
15 *Not later than 90 days after the date of the enactment*
16 *of this Act, and annually thereafter, the President*
17 *shall—*

18 (A) *determine whether each foreign person*
19 *described in subsection (d) meets the criteria for*
20 *imposition of sanctions under one or more of the*
21 *sanctions programs and authorities listed in*
22 *paragraph (2);*

23 (B) *impose applicable sanctions against*
24 *any foreign person determined to meet the cri-*
25 *teria for imposition of sanctions pursuant to*

1 *subparagraph (A) under the sanctions programs*
2 *and authorities listed in subparagraph (A) or*
3 *(F) of subsection (c)(2) and pursue applicable*
4 *sanctions against any foreign person determined*
5 *to meet the criteria for imposition of sanctions*
6 *pursuant to subparagraph (A) under the sanc-*
7 *tions programs and authorities listed in sub-*
8 *paragraph (B), (C), (D), or (E) of subsection*
9 *(c)(2); and*

10 *(C) submit to the appropriate congressional*
11 *committees a report in unclassified form, with a*
12 *classified annex provided separately if needed,*
13 *containing—*

14 *(i) a list of all foreign persons de-*
15 *scribed in subsection (d) that meet the cri-*
16 *teria for imposition of sanctions under one*
17 *or more of the sanctions programs and au-*
18 *thorities listed in paragraph (2); and*

19 *(ii) for each foreign person identified*
20 *pursuant to clause (i)—*

21 *(I) a list of each sanctions pro-*
22 *gram or authority listed in paragraph*
23 *(2) for which the person meets the cri-*
24 *teria for imposition of sanctions;*

1 (II) a statement which, if any, of
2 the sanctions authorized by any of the
3 sanctions programs and authorities
4 identified pursuant to subclause (I)
5 have been imposed or will be imposed
6 within 30 days of the submission of the
7 report; and

8 (III) with respect to which any of
9 the sanctions authorized by any of the
10 sanctions programs and authorities
11 identified pursuant to subclause (I)
12 have not been imposed and will not be
13 imposed within 30 days of the submis-
14 sion of the report, the specific author-
15 ity under which otherwise applicable
16 sanctions are being waived, have other-
17 wise been determined not to apply, or
18 are not being imposed and a complete
19 justification of the decision to waive or
20 otherwise not apply the sanctions au-
21 thorized by such sanctions programs
22 and authorities.

23 (2) SANCTIONS LISTED.—The sanctions listed in
24 this paragraph are the following:

1 (A) *Sanctions described in section 105(c) of*
2 *the Comprehensive Iran Sanctions, Account-*
3 *ability, and Divestment Act of 2010 (22 U.S.C.*
4 *8514(c)).*

5 (B) *Sanctions applicable with respect to a*
6 *person pursuant to Executive Order 13553 (50*
7 *U.S.C. 1701 note; relating to blocking property*
8 *of certain persons with respect to serious human*
9 *rights abuses by the Government of Iran).*

10 (C) *Sanctions applicable with respect to a*
11 *person pursuant to Executive Order 13224 (50*
12 *U.S.C. 1701 note; relating to blocking property*
13 *and prohibiting transactions with persons who*
14 *commit, threaten to commit, or support ter-*
15 *rorism).*

16 (D) *Sanctions applicable with respect to a*
17 *person pursuant to Executive Order 13818 (re-*
18 *lating to blocking the property of persons in-*
19 *volved in serious human rights abuse or corrup-*
20 *tion).*

21 (E) *Sanctions applicable with respect to a*
22 *person pursuant to Executive Order 13876 (re-*
23 *lating to imposing sanctions with respect to*
24 *Iran).*

1 (F) *Penalties and visa bans applicable with*
2 *respect to a person pursuant to section 7031(c)*
3 *of the Department of State, Foreign Operations,*
4 *and Related Programs Appropriations Act, 2021.*

5 (3) *FORM OF DETERMINATION.—The determina-*
6 *tion required by paragraph (1) shall be provided in*
7 *an unclassified form but may contain a classified*
8 *annex provided separately containing additional con-*
9 *textual information pertaining to justification for the*
10 *issuance of any waiver issued, as described in para-*
11 *graph (1)(C)(ii). The unclassified portion of such de-*
12 *termination shall be made available on a publicly*
13 *available internet website of the Federal Government.*

14 (d) *FOREIGN PERSONS DESCRIBED.—The foreign per-*
15 *sons described in this subsection are the following:*

16 (1) *The Supreme Leader of Iran and any official*
17 *in the Office of the Supreme Leader of Iran.*

18 (2) *The President of Iran and any official in the*
19 *Office of the President of Iran or the President’s cabi-*
20 *net, including cabinet ministers and executive vice*
21 *presidents.*

22 (3) *Any entity, including foundations and eco-*
23 *nomical conglomerates, overseen by the Office of the Su-*
24 *preme Leader of Iran which is complicit in financing*

1 *or resourcing of human rights abuses or support for*
2 *terrorism.*

3 *(4) Any official of any entity owned or con-*
4 *trolled by the Supreme Leader of Iran or the Office*
5 *of the Supreme Leader of Iran.*

6 *(5) Any person determined by the President—*

7 *(A) to be a person appointed by the Su-*
8 *preme Leader of Iran, the Office of the Supreme*
9 *Leader of Iran, the President of Iran, or the Of-*
10 *fice of the President of Iran to a position as a*
11 *state official of Iran, or as the head of any entity*
12 *located in Iran or any entity located outside of*
13 *Iran that is owned or controlled by one or more*
14 *entities in Iran;*

15 *(B) to have materially assisted, sponsored,*
16 *or provided financial, material, or technological*
17 *support for, or goods or services to or in support*
18 *of any person whose property and interests in*
19 *property are blocked pursuant to any sanctions*
20 *program or authority listed in subsection (c)(2);*

21 *(C) to be owned or controlled by, or to have*
22 *acted or purported to act for or on behalf of, di-*
23 *rectly or indirectly any person whose property*
24 *and interests in property are blocked pursuant to*

1 *any sanctions program or authority listed in*
2 *subsection (c)(2); or*

3 *(D) to be a member of the board of directors*
4 *or a senior executive officer of any person whose*
5 *property and interests in property are blocked*
6 *pursuant to any sanctions program or authority*
7 *listed in subsection (c)(2).*

8 *(e) CONGRESSIONAL OVERSIGHT.—*

9 *(1) IN GENERAL.—Not later than 60 days after*
10 *receiving a request from the chairman and ranking*
11 *member of one of the appropriate congressional com-*
12 *mittees with respect to whether a foreign person meets*
13 *the criteria of a person described in subsection (d)(5),*
14 *the President shall—*

15 *(A) determine if the person meets such cri-*
16 *teria; and*

17 *(B) submit an unclassified report, with a*
18 *classified annex provided separately if needed, to*
19 *such chairman and ranking member with respect*
20 *to such determination that includes a statement*
21 *of whether or not the President imposed or in-*
22 *tends to impose sanctions with respect to the per-*
23 *son pursuant to any sanctions program or au-*
24 *thority listed in subsection (c)(2).*

1 (2) *APPROPRIATE CONGRESSIONAL COMMITTEES*
2 *DEFINED.—In this subsection, the term “appropriate*
3 *congressional committees” means—*

4 (A) *the Committee on Foreign Affairs of the*
5 *House of Representatives; and*

6 (B) *the Committee on Foreign Relations of*
7 *the Senate.*

8 **SEC. 3. SEVERABILITY.**

9 *If any provision of this Act, or the application of such*
10 *provision to any person or circumstance, is found to be un-*
11 *constitutional, the remainder of this Act, or the application*
12 *of that provision to other persons or circumstances, shall*
13 *not be affected.*

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