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2D SESSION**S. 2003**

To authorize the Secretary of State to provide additional assistance to Ukraine using assets confiscated from the Central Bank of the Russian Federation and other sovereign assets of the Russian Federation, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE 15, 2023

Mr. RISCH (for himself, Mr. WHITEHOUSE, Mr. BLUMENTHAL, Mr. WICKER, Mr. RICKETTS, Mr. GRAHAM, Mr. KELLY, Mr. MANCHIN, Mrs. BRITT, Mr. FETTERMAN, Mr. GRASSLEY, Mr. BENNET, Mr. BRAUN, Mr. WELCH, Mr. HICKENLOOPER, Mr. SCOTT of Florida, Mr. YOUNG, Ms. HIRONO, Ms. CORTEZ MASTO, Mr. CRUZ, Mr. CORNYN, Mrs. SHAHEEN, and Mr. COONS) introduced the following bill; which was read twice and referred to the Committee on Foreign Relations

JANUARY 30, 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 authorize the Secretary of State to provide additional assistance to Ukraine using assets confiscated from the Central Bank of the Russian Federation and other sovereign assets of the Russian Federation, 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; TABLE OF CONTENTS.**

4 (a) **SHORT TITLE.**—This Act may be cited as the
 5 “Rebuilding Economic Prosperity and Opportunity for
 6 Ukrainians Act” or the “REPO for Ukrainians Act”.

7 (b) **TABLE OF CONTENTS.**—The table of contents for
 8 this Act is as follows:

Sec. 1. Short title; table of contents:

**TITLE I—CONFISCATION AND REPURPOSING OF RUSSIAN
 SOVEREIGN ASSETS**

Sec. 101. Findings; sense of Congress.

Sec. 102. Sense of Congress regarding importance of the Russian Federation
 providing compensation to Ukraine.

Sec. 103. Prohibition on release of blocked Russian sovereign assets.

Sec. 104. Authority to ensure compensation to Ukraine using confiscated Rus-
 sian sovereign assets.

Sec. 105. International agreement to use Russian sovereign assets to provide
 for the reconstruction of Ukraine.

Sec. 106. Report on use of confiscated Russian sovereign assets for reconstruc-
 tion.

Sec. 107. Assessment by Secretary of State and Administrator of United States
 Agency for International Development on reconstruction and
 rebuilding needs of Ukraine.

Sec. 108. Exception relating to importation of goods.

Sec. 109. Definitions.

TITLE II—MULTILATERAL SANCTIONS COORDINATION

Sec. 201. Statement of policy regarding coordination of multilateral sanctions
 with respect to the Russian Federation.

Sec. 202. Assessment of impact of Ukraine-related sanctions on the economy of
 the Russian Federation.

Sec. 203. Information on voting practices in the United Nations with respect
 to the invasion of Ukraine by the Russian Federation.

1 **TITLE I—CONFISCATION AND**
2 **REPURPOSING OF RUSSIAN**
3 **SOVEREIGN ASSETS**

4 **SEC. 101. FINDINGS; SENSE OF CONGRESS.**

5 (a) FINDINGS.—Congress makes the following find-
6 ings:

7 (1) On February 24, 2022, the Government of
8 the Russian Federation violated the sovereignty and
9 territorial integrity of Ukraine by engaging in a pre-
10 meditated, second illegal invasion of Ukraine.

11 (2) The international community has con-
12 demned the illegal invasions of Ukraine by the Rus-
13 sian Federation, as well as the commission of war
14 crimes by the Russian Federation, including through
15 the deliberate targeting of civilians and civilian in-
16 frastructure and the commission of sexual violence.

17 (3) The leaders of the G7 have called the Rus-
18 sian Federation’s “unprovoked and completely un-
19 justified attack on the democratic state of Ukraine”
20 a “serious violation of international law and a grave
21 breach of the United Nations Charter and all com-
22 mitments Russia entered in the Helsinki Final Act
23 and the Charter of Paris and its commitments in the
24 Budapest Memorandum”.

1 (4) On March 2, 2022, the United Nations
2 General Assembly adopted Resolution ES-11/1, enti-
3 tled “Aggression against Ukraine”, by a vote of 141
4 to 5. That resolution “deplore[d] in the strongest
5 terms the aggression by the Russian Federation
6 against Ukraine in violation of Article 2(4) of the
7 [United Nations] Charter” and demanded that the
8 Russian Federation “immediately cease its use of
9 force against Ukraine” and “immediately, completely
10 and unconditionally withdraw all of its military
11 forces from the territory of Ukraine within its inter-
12 nationally recognized borders”.

13 (5) On March 16, 2022, the International
14 Court of Justice issued provisional measures order-
15 ing the Russian Federation to “immediately suspend
16 the military operations that it commenced on 24
17 February 2022 in the territory of Ukraine”.

18 (6) On November 14, 2022, the United Nations
19 General Assembly adopted a resolution—

20 (A) recognizing that the Russian Federa-
21 tion must bear the legal consequences of all of
22 its internationally wrongful acts, including mak-
23 ing reparation for the injury, including any
24 damage, caused by such acts;

1 (B) recognizing the need for the establish-
2 ment of an international mechanism for repara-
3 tion for damage, loss, or injury caused by the
4 Russian Federation in Ukraine; and

5 (C) recommending creation of an inter-
6 national register of such damage, loss, or in-
7 jury.

8 (7) Under international law, a country that is
9 responsible for an internationally wrongful act is
10 under an obligation to compensate for the damage it
11 has caused if such damage cannot be made good by
12 restitution. The Russian Federation bears such re-
13 sponsibility to compensate Ukraine, and because of
14 this grave breach of international law, all states are
15 legally entitled to take countermeasures that are
16 proportionate and aimed at inducing the Russian
17 Federation to comply with its international obliga-
18 tions, including countermeasures that suspend ordi-
19 nary international obligations to the Russian Fed-
20 eration, to help enforce the obligation of the Russian
21 Federation to compensate Ukraine.

22 (b) SENSE OF CONGRESS.—It is the sense of Con-
23 gress that, having committed an act of aggression, as rec-
24 ognized by the United Nations General Assembly on
25 March 2, 2022, the Russian Federation is to be considered

1 as an aggressor state. The extreme illegal actions taken
2 by the Russian Federation, including an act of aggression,
3 present a unique situation, requiring and justifying the es-
4 tablishment of a legal authority to compensate victims of
5 aggression by the Russian Federation in Ukraine. In this
6 case, that authority is the authority of the United States
7 Government and other countries to confiscate Russian sov-
8 ereign assets in their respective jurisdictions to help en-
9 force the obligation of the Russian Federation to com-
10 pensate Ukraine.

11 **SEC. 102. SENSE OF CONGRESS REGARDING IMPORTANCE**
12 **OF THE RUSSIAN FEDERATION PROVIDING**
13 **COMPENSATION TO UKRAINE.**

14 It is the sense of Congress that—

15 (1) the Russian Federation bears responsibility
16 for the financial burden of the reconstruction of
17 Ukraine and for countless other costs associated
18 with the illegal invasion of Ukraine by the Russian
19 Federation that began on February 24, 2022;

20 (2) the full cost of the Russian Federation's un-
21 lawful war against Ukraine and the amount of
22 money the Russian Federation must pay Ukraine
23 should be assessed by an international body or
24 mechanism charged with determining compensation
25 and providing assistance to Ukraine;

1 (3) the Russian Federation is now on notice of
2 its opportunity to comply with its international obli-
3 gations, including compensation, or, by agreement
4 with the government of independent Ukraine, au-
5 thorize an international body or mechanism to ad-
6 dress those outstanding obligations with authority to
7 make binding decisions on parties that comply in
8 good faith;

9 (4) the Russian Federation can, by negotiated
10 agreement, participate in any international process
11 to assess the full cost of the Russian Federation's
12 unlawful war against Ukraine and make funds avail-
13 able to compensate for damage, loss, and injury aris-
14 ing from its internationally wrongful acts in
15 Ukraine, and if it fails to do so, the United States
16 and other countries should explore other avenues for
17 ensuring compensation to Ukraine, including confis-
18 cation and repurposing of assets of the Russian Fed-
19 eration;

20 (5) the President should lead robust engage-
21 ment on all bilateral and multilateral aspects of the
22 response by the United States to efforts by the Rus-
23 sian Federation to undermine the sovereignty and
24 territorial integrity of Ukraine, including on any pol-
25 icy coordination and alignment regarding the dis-

1 position of Russian sovereign assets in the context of
2 compensation;

3 (6) the confiscation and repurposing of Russian
4 sovereign assets by the United States is in the vital
5 national security interests of the United States and
6 consistent with United States and international law;
7 and

8 (7) the United States should work with inter-
9 national allies and partners on the confiscation and
10 repurposing of Russian sovereign assets as part of a
11 coordinated, multilateral effort, including with G7
12 countries and other countries in which Russian sov-
13 ereign assets are located.

14 **SEC. 103. PROHIBITION ON RELEASE OF BLOCKED RUSSIAN**
15 **SOVEREIGN ASSETS.**

16 (a) IN GENERAL.—No Russian sovereign asset that
17 is blocked or immobilized by the Department of the Treas-
18 ury before the date specified in section 104(g) may be re-
19 leased or mobilized until the President certifies to the ap-
20 propriate congressional committees that—

21 (1) hostilities between the Russian Federation
22 and Ukraine have ceased; and

23 (2)(A) full compensation has been made to
24 Ukraine for harms resulting from the invasion of
25 Ukraine by the Russian Federation; or

1 (B) the Russian Federation is participating in
2 a bona fide international mechanism that, by agree-
3 ment, will discharge the obligations of the Russian
4 Federation to compensate Ukraine for all amounts
5 determined to be owed to Ukraine.

6 (b) NOTIFICATION.—Not later than 30 days before
7 the release or mobilization of a Russian sovereign asset
8 that previously had been blocked or immobilized by the
9 Department of the Treasury, the President shall submit
10 to the appropriate congressional committees—

11 (1) a notification of the decision to release or
12 mobilize the asset; and

13 (2) a justification in writing for such release or
14 mobilization.

15 (c) JOINT RESOLUTION OF DISAPPROVAL.—

16 (1) IN GENERAL.—No Russian sovereign asset
17 that previously had been blocked or immobilized by
18 the Department of the Treasury may be released or
19 mobilized if, within 30 days of receipt of the notifi-
20 cation and justification required under subsection
21 (b), a joint resolution is enacted prohibiting the pro-
22 posed release or mobilization.

23 (2) EXPEDITED PROCEDURES.—Any joint reso-
24 lution described in paragraph (1) introduced in ei-
25 ther House of Congress shall be considered in ac-

1 eordance with the provisions of section 601(b) of the
2 International Security Assistance and Arms Export
3 Control Act of 1976 (Public Law 94-329; 90 Stat.
4 765); except that any such resolution shall be
5 amendable. If such a joint resolution should be ve-
6 toed by the President, the time for debate in consid-
7 eration of the veto message on such measure shall
8 be limited to 20 hours in the Senate and in the
9 House of Representatives shall be determined in ac-
10 eordance with the Rules of the House.

11 (d) COOPERATION ON PROHIBITION OF RELEASE OF
12 CERTAIN RUSSIAN SOVEREIGN ASSETS.—The President
13 may take such action as may be necessary to seek to ob-
14 tain an agreement or arrangement between the United
15 States, Ukraine, and other countries that have blocked or
16 immobilized Russian sovereign assets to prohibit such as-
17 sets from being released or mobilized until an agreement
18 has been reached that discharges the Russian Federation
19 from further obligations to compensate Ukraine.

20 **SEC. 104. AUTHORITY TO ENSURE COMPENSATION TO**
21 **UKRAINE USING CONFISCATED RUSSIAN SOV-**
22 **EREIGN ASSETS.**

23 (a) REPORTING ON RUSSIAN ASSETS.—

24 (1) NOTICE REQUIRED.—Not later than 30
25 days after the date of the enactment of this Act, the

1 President shall, by means of such instructions or
2 regulations as the President may prescribe, require
3 any United States financial institution at which Rus-
4 sian sovereign assets are located, and that knows or
5 should know of such assets, to provide notice of such
6 assets, including relevant information required under
7 section 501.603(b)(ii) of title 31, Code of Federal
8 Regulations (or successor regulations), to the Sec-
9 retary of the Treasury not later than 10 days after
10 detection of such assets.

11 (2) REPORT REQUIRED.—

12 (A) IN GENERAL.—Not later than 180
13 days after the date of the enactment of this
14 Act, and annually thereafter for 3 years, the
15 President shall submit to the appropriate con-
16 gressional committees a report detailing the sta-
17 tus of Russian sovereign assets subject to the
18 jurisdiction of the United States.

19 (B) FORM.—The report required by sub-
20 paragraph (A) shall be submitted in unclassi-
21 fied form, but may include a classified annex.

22 (b) CONFISCATION.—

23 (1) IN GENERAL.—The President may con-
24 fiscate any Russian sovereign assets subject to the
25 jurisdiction of the United States.

1 (2) LIQUIDATION AND DEPOSIT.—The Presi-
2 dent shall—

3 (A) deposit any funds confiscated under
4 paragraph (1) into the Ukraine Support Fund
5 established under subsection (e);

6 (B) liquidate or sell any other property
7 confiscated under paragraph (1) and deposit
8 the funds resulting from such liquidation or
9 sale into the Ukraine Support Fund established
10 under subsection (e); and

11 (C) make all such funds available for the
12 purposes described in subsection (d).

13 (3) METHOD OF CONFISCATION.—The Presi-
14 dent shall confiscate Russian sovereign assets under
15 paragraph (1) through instructions or licenses or in
16 such other manner as the President determines ap-
17 propriate.

18 (4) VESTING.—All right, title, and interest in
19 Russian sovereign assets confiscated under para-
20 graph (1) shall vest, if necessary, in the Government
21 of the United States while being held in the Ukraine
22 Support Fund established under subsection (e).

23 (e) ESTABLISHMENT OF THE UKRAINE SUPPORT
24 FUND.—

1 (1) ~~IN GENERAL.~~—The President shall establish
2 a non-interest-bearing account, to be known as the
3 “Ukraine Support Fund”, to consist of the funds de-
4 posited into the account under subsection (b).

5 (2) ~~USE OF FUNDS.~~—The funds in the account
6 established under paragraph (1) shall be available to
7 be used only as specified in subsection (d).

8 (d) ~~USE OF CONFISCATED PROPERTY.~~—

9 (1) ~~IN GENERAL.~~—Subject to paragraph (2),
10 funds in the Ukraine Support Fund shall be avail-
11 able to the Secretary of State, in consultation with
12 the Administrator of the United States Agency for
13 International Development, for the purpose of com-
14 pensating Ukraine for damages resulting from the
15 unlawful invasion by the Russian Federation that
16 began on February 24, 2022, including through, to
17 the extent possible, the provision of such funds to an
18 international body or mechanism charged with deter-
19 mining compensation and providing assistance to
20 Ukraine, for purposes that include the following:

21 (A) Reconstruction and rebuilding efforts
22 in Ukraine.

23 (B) To provide humanitarian assistance to
24 the people of Ukraine.

1 (C) Such other purposes as the Secretary
2 determines directly and effectively support the
3 recovery of Ukraine and the welfare of the peo-
4 ple of Ukraine.

5 (2) NOTIFICATION.—

6 (A) IN GENERAL.—The Secretary of State
7 shall notify the appropriate congressional com-
8 mittees not fewer than 15 days before providing
9 any funds from the Ukraine Support Fund to
10 the Government of Ukraine or to any other per-
11 son or international organization for the pur-
12 poses described in paragraph (1).

13 (B) ELEMENTS.—A notification under sub-
14 paragraph (A) with respect to the provision of
15 funds to the Government of Ukraine shall speci-
16 fy—

17 (i) the amount of funds to be pro-
18 vided;

19 (ii) the purpose for which such funds
20 are provided; and

21 (iii) the recipient.

22 (e) JUDICIAL REVIEW.—

23 (1) IN GENERAL.—The confiscation of Russian
24 sovereign assets under subsection (b)(1) shall not be
25 subject to judicial review.

1 (2) RULE OF CONSTRUCTION.—Nothing in this
2 subsection shall be construed to limit any private in-
3 dividual or entity from asserting due process claims
4 in United States courts.

5 (f) EXCEPTION FOR UNITED STATES OBLIGATIONS
6 UNDER VIENNA CONVENTIONS.—The authorities pro-
7 vided by this section may not be exercised in a manner
8 inconsistent with the obligations of the United States
9 under—

10 (1) the Convention on Diplomatic Relations,
11 done at Vienna April 18, 1961, and entered into
12 force April 24, 1964 (23 UST 3227);

13 (2) the Convention on Consular Relations, done
14 at Vienna April 24, 1963, and entered into force on
15 March 19, 1967 (21 UST 77);

16 (3) the Agreement Regarding the Headquarters
17 of the United Nations, signed at Lake Success June
18 26, 1947, and entered into force November 21, 1947
19 (TIAS 1676); or

20 (4) any other international agreement governing
21 the use of force and establishing rights under inter-
22 national humanitarian law.

23 (g) SUNSET.—The authority to confiscate, liquidate,
24 and transfer Russian sovereign assets under this section
25 shall terminate on the earlier of—

1 (1) the date that is 5 years after the date of the
2 enactment of this Act; or

3 (2) the date that is 120 days after the date on
4 which the President determines and certifies to the
5 appropriate congressional committees that—

6 (A) hostilities between the Russian Federa-
7 tion and Ukraine have ceased; and

8 (B)(i) full compensation has been made to
9 Ukraine for harms resulting from the invasion
10 of Ukraine by the Russian Federation; or

11 (ii) the Russian Federation is participating
12 in a bona fide international mechanism that, by
13 agreement, will discharge the obligations of the
14 Russian Federation to compensate Ukraine for
15 all amounts determined to be owed to Ukraine.

16 **SEC. 105. INTERNATIONAL AGREEMENT TO USE RUSSIAN**
17 **SOVEREIGN ASSETS TO PROVIDE FOR THE**
18 **RECONSTRUCTION OF UKRAINE.**

19 (a) **IN GENERAL.**—The President shall take such ac-
20 tion as the President determines necessary to seek to es-
21 tablish a common international compensation mechanism,
22 in coordination with foreign partners including Ukraine,
23 that shall include the establishment of an international
24 fund to be known as the “Common Ukraine Fund”, that
25 uses assets in the Ukraine Support Fund established

1 under section 104(e) and contributions from foreign part-
2 ners that have also confiscated Russian sovereign assets
3 to allow for compensation for Ukraine, including by—

4 (1) establishing a register of damage to serve as
5 a record of evidence and for assessment of the full
6 costs of damages to Ukraine resulting from the inva-
7 sion of Ukraine by the Russian Federation that
8 began on February 24, 2022;

9 (2) establishing a mechanism for compensating
10 Ukraine for damages resulting from that invasion;

11 (3) ensuring distribution of those assets or the
12 proceeds of those assets based on determinations
13 under that mechanism; and

14 (4) taking such other actions as may be nec-
15 essary to carry out this section.

16 (b) AUTHORIZATION FOR DEPOSIT IN THE COMMON
17 UKRAINE FUND.—Upon the President reaching an agree-
18 ment or arrangement to establish a common international
19 compensation mechanism pursuant to subsection (a), the
20 Secretary of State shall transfer funds from the Ukraine
21 Support Fund established under section 104(e) to the
22 Common Ukraine Fund established under subsection (a).

23 (c) NOTIFICATIONS.—

24 (1) AGREEMENT OR ARRANGEMENT.—The
25 President shall notify the appropriate congressional

1 committees not later than 30 days before entering
2 into any new bilateral or multilateral agreement or
3 arrangement under subsection (a).

4 (2) TRANSFER.—The President shall notify the
5 appropriate congressional committees not later than
6 30 days before any transfer to the Common Ukraine
7 Fund established under subsection (a).

8 (d) LIMITATION ON TRANSFER OF FUNDS.—No
9 funds may be transferred to the Common Ukraine Fund
10 established under subsection (a) unless the President cer-
11 tifies to the appropriate congressional committees that—

12 (1) the institution housing the Common
13 Ukraine Fund has a plan to ensure transparency
14 and accountability for all funds transferred to and
15 from the Common Ukraine Fund; and

16 (2) the President has transmitted the plan re-
17 quired under paragraph (1) to the appropriate con-
18 gressional committees in writing.

19 (e) JOINT RESOLUTION OF DISAPPROVAL.—No
20 funds may be transferred to the Common Ukraine Fund
21 established under subsection (a) if, within 30 days of re-
22 ceipt of the notification required under subsection (e)(2),
23 a joint resolution is enacted prohibiting the transfer.

24 (f) REPORT.—Not later than 90 days after the date
25 of the enactment of this Act, and not less frequently than

1 every 90 days thereafter, the President shall submit to the
2 appropriate congressional committees a report that in-
3 cludes the following:

4 (1) An accounting of funds in the Common
5 Ukraine Fund established under subsection (a).

6 (2) Any information regarding the disposition
7 of the Common Ukraine Fund that has been trans-
8 mitted to the President by the institution housing
9 the Common Ukraine Fund during the period cov-
10 ered by the report.

11 (3) A description of United States multilateral
12 and bilateral diplomatic engagement with allies and
13 partners of the United States that also have immo-
14 bilized Russian sovereign assets to allow for com-
15 pensation for Ukraine during the period covered by
16 the report.

17 (4) An outline of steps taken to carry out this
18 section during the period covered by the report.

19 **SEC. 106. REPORT ON USE OF CONFISCATED RUSSIAN SOV-**
20 **EREIGN ASSETS FOR RECONSTRUCTION.**

21 Not later than 90 days after the date of the enact-
22 ment of this Act, and every 90 days thereafter, the Sec-
23 retary of State, in consultation with the Secretary of the
24 Treasury, shall submit to the appropriate congressional
25 committees a report that contains—

1 (1) the amount and source of Russian sovereign
2 assets confiscated pursuant to subsection (b)(1) of
3 section 104;

4 (2) the amount and source of funds deposited
5 into the Ukraine Support Fund under subsection
6 (b)(2) of that section; and

7 (3) a detailed description and accounting of
8 how such funds were used to meet the purposes de-
9 scribed in subsection (d) of that section.

10 **SEC. 107. ASSESSMENT BY SECRETARY OF STATE AND AD-**
11 **MINISTRATOR OF UNITED STATES AGENCY**
12 **FOR INTERNATIONAL DEVELOPMENT ON RE-**
13 **CONSTRUCTION AND REBUILDING NEEDS OF**
14 **UKRAINE.**

15 (a) **IN GENERAL.**—Not later than 180 days after the
16 date of the enactment of this Act, the Secretary of State,
17 in consultation with the Administrator of the United
18 States Agency for International Development, shall submit
19 to the appropriate congressional committees an assess-
20 ment of the most pressing needs of Ukraine for recon-
21 struction, rebuilding, security assistance, and humani-
22 tarian aid.

23 (b) **ELEMENTS.**—The assessment required by sub-
24 section (a) shall include the following:

1 (1) An estimate of the rebuilding and recon-
2 struction needs of Ukraine, as of the date of the as-
3 sessment, resulting from the unlawful invasion of
4 Ukraine by the Russian Federation, including—

5 (A) a description of the sources and meth-
6 ods for the estimate; and

7 (B) an identification of the locations or re-
8 gions in Ukraine with the most pressing needs.

9 (2) An estimate of the humanitarian needs, as
10 of the date of the assessment, of the people of
11 Ukraine, including Ukrainians residing inside the
12 internationally recognized borders of Ukraine or out-
13 side those borders, resulting from the unlawful inva-
14 sion of Ukraine by the Russian Federation.

15 (3) An assessment of the extent to which the
16 needs described in paragraphs (1) and (2) have been
17 met or funded, by any source, as of the date of the
18 assessment.

19 (4) A plan to engage in robust multilateral and
20 bilateral diplomacy to ensure that allies and partners
21 of the United States, particularly in the European
22 Union as Ukraine seeks accession, increase their
23 commitment to Ukraine's reconstruction.

24 (5) An identification of which such needs
25 should be prioritized, including any assessment or

1 request by the Government of Ukraine with respect
2 to the prioritization of such needs.

3 **SEC. 108. EXCEPTION RELATING TO IMPORTATION OF**
4 **GOODS.**

5 (a) **IN GENERAL.**—The authorities and requirements
6 under this title shall not include the authority or a require-
7 ment to impose sanctions on the importation of goods.

8 (b) **GOOD DEFINED.**—In this section, the term
9 “good” means any article, natural or manmade substance,
10 material, supply, or manufactured product, including in-
11 spection and test equipment, and excluding technical data.

12 **SEC. 109. DEFINITIONS.**

13 In this title:

14 (1) **APPROPRIATE CONGRESSIONAL COMMIT-**
15 **TEES.**—The term “appropriate congressional com-
16 mittees” means—

17 (A) the Committee on Foreign Relations
18 and the Committee on Banking, Housing, and
19 Urban Affairs of the Senate; and

20 (B) the Committee on Foreign Affairs and
21 the Committee on Financial Services of the
22 House of Representatives.

23 (2) **FINANCIAL INSTITUTION.**—The term “fi-
24 nancial institution” means a financial institution
25 specified in subparagraph (A), (B), (C), (D), (E),

1 (F), (G), (H), (I), (J), (M), or (Z) of section
2 5312(a)(2) of title 31, United States Code.

3 (3) G7.—The term “G7” means the countries
4 that are member of the informal Group of 7, includ-
5 ing Canada, France, Germany, Italy, Japan, the
6 United Kingdom, and the United States.

7 (4) RUSSIAN SOVEREIGN ASSET.—The term
8 “Russian sovereign asset” means any of the fol-
9 lowing:

10 (A) Funds and other property of—

11 (i) the Central Bank of the Russian
12 Federation;

13 (ii) the Russian Direct Investment
14 Fund; or

15 (iii) the Ministry of Finance of the
16 Russian Federation.

17 (B) Any sovereign funds of the Russian
18 Federation held in a financial institution that is
19 wholly owned or controlled by the Government
20 of the Russian Federation.

21 (C) Any other funds or other property
22 wholly owned or controlled by the Government
23 of the Russian Federation, including by any
24 subdivision, agency, or instrumentality of that
25 government.

1 (5) UNITED STATES.—The term “United
 2 States” means the several States, the District of Co-
 3 lumbia, the Commonwealth of Puerto Rico, the Com-
 4 monwealth of the Northern Mariana Islands, Amer-
 5 ican Samoa, Guam, the United States Virgin Is-
 6 lands, and any other territory or possession of the
 7 United States.

8 (6) UNITED STATES FINANCIAL INSTITUTION.—
 9 The term “United States financial institution”
 10 means a financial institution organized under the
 11 laws of the United States or of any jurisdiction with-
 12 in the United States, including a foreign branch of
 13 such an institution.

14 **TITLE II—MULTILATERAL** 15 **SANCTIONS COORDINATION**

16 **SEC. 201. STATEMENT OF POLICY REGARDING COORDINA-** 17 **TION OF MULTILATERAL SANCTIONS WITH** 18 **RESPECT TO THE RUSSIAN FEDERATION.**

19 (a) IN GENERAL.—In response to the Russian Fed-
 20 eration’s unprovoked and illegal invasion of Ukraine, it is
 21 the policy of the United States that—

22 (1) the United States, along with the European
 23 Union, the G7, Australia, and other willing allies
 24 and partners of the United States, should lead a co-

1 ordinated international sanctions regime to freeze
2 sovereign assets of the Russian Federation;

3 (2) the head of the Office of Sanctions Coordi-
4 nation of the Department of State should engage in
5 interagency and multilateral coordination with agen-
6 cies of the European Union, the G7, Australia, and
7 other allies and partners of the United States to en-
8 sure the ongoing implementation and enforcement of
9 sanctions with respect to the Russian Federation in
10 response to its invasion of Ukraine;

11 (3) the Secretary of State, in consultation with
12 the Secretary of the Treasury, should, to the extent
13 practicable and consistent with relevant United
14 States law, lead and coordinate with the European
15 Union, the G7, Australia, and other allies and part-
16 ners of the United States with respect to enforce-
17 ment of sanctions imposed with respect to the Rus-
18 sian Federation;

19 (4) the United States should provide relevant
20 technical assistance, implementation guidance, and
21 support relating to enforcement and implementation
22 of sanctions imposed with respect to the Russian
23 Federation;

24 (5) where appropriate, the head of the Office of
25 Sanctions Coordination, in coordination with the Bu-

1 bureau of Economic and Business Affairs and the Bu-
2 reau of European and Eurasian Affairs of the De-
3 partment of State and the Department of the Treas-
4 ury, should seek private sector input regarding sanc-
5 tions policy with respect to the Russian Federation
6 and the implementation of and compliance with such
7 sanctions imposed with respect to the Russian Fed-
8 eration; and

9 (6) the Secretary of State, in coordination with
10 the Secretary of the Treasury, should continue ro-
11 bust diplomatic engagement with allies and partners
12 of the United States, including the European Union,
13 the G7, and Australia, to encourage such allies and
14 partners to impose such sanctions.

15 (b) AUTHORIZATION OF APPROPRIATIONS.—

16 (1) IN GENERAL.—There is authorized to be
17 appropriated to the Office of Sanctions Coordination
18 of the Department of State \$15,000,000 for each of
19 fiscal years 2024, 2025, and 2026 to carry out this
20 section.

21 (2) SUPPLEMENT NOT SUPPLANT.—The
22 amounts authorized to be appropriated by paragraph
23 (1) shall supplement and not supplant other
24 amounts authorized to be appropriated for the Office
25 of Sanctions Coordination.

1 **SEC. 202. ASSESSMENT OF IMPACT OF UKRAINE-RELATED**
2 **SANCTIONS ON THE ECONOMY OF THE RUS-**
3 **SIAN FEDERATION.**

4 (a) **REPORT AND BRIEFINGS.**—At the times specified
5 in subsection (b), the President shall submit a report and
6 provide a briefing to the appropriate congressional com-
7 mittees on the impact on the economy of the Russian Fed-
8 eration of sanctions imposed by the United States and
9 other countries with respect to the Russian Federation in
10 response to the unlawful invasion of Ukraine by the Rus-
11 sian Federation.

12 (b) **TIMING.**—The President shall—

13 (1) submit a report and provide a briefing de-
14 scribed in subsection (a) to the appropriate congress-
15 sional committees not later than 90 days after the
16 date of the enactment of this Act; and

17 (2) submit to the appropriate congressional
18 committees a report described in subsection (a)
19 every 180 days thereafter until the date that is 5
20 years after such date of enactment.

21 (c) **ELEMENTS.**—Each report required by this section
22 shall include—

23 (1) an assessment of—

24 (A) the impacts of the sanctions described
25 in subsection (a), disaggregated by major eco-
26 nomic sector, including the energy, aerospace

1 and defense, shipping, banking, and financial
2 sectors;

3 (B) the macroeconomic impact of those
4 sanctions on Russian, European, and global
5 economy market trends, including shifts in
6 global markets as a result of those sanctions;
7 and

8 (C) efforts by other countries or actors and
9 offshore financial providers to facilitate sanc-
10 tions evasion by the Russian Federation or take
11 advantage of gaps in international markets re-
12 sulting from the international sanctions regime
13 in place with respect to the Russian Federation;
14 and

15 (2) recommendations for further sanctions en-
16 forcement measures based on trends described in
17 paragraph (1)(B).

18 **SEC. 203. INFORMATION ON VOTING PRACTICES IN THE**
19 **UNITED NATIONS WITH RESPECT TO THE IN-**
20 **VASION OF UKRAINE BY THE RUSSIAN FED-**
21 **ERATION.**

22 Section 406(b) of the Foreign Relations Authoriza-
23 tion Act, Fiscal Years 1990 and 1991 (22 U.S.C.
24 2414a(b)), is amended—

1 (1) in paragraph (4), by striking “Assembly
2 on” and all that follows through “opposed by the
3 United States” and inserting the following: “Assem-
4 bly on—

5 “(A) resolutions specifically related to
6 Israel that are opposed by the United States;
7 and

8 “(B) resolutions specifically related to the
9 invasion of Ukraine by the Russian Federa-
10 tion.”;

11 (2) in paragraph (5), by striking “; and” and
12 inserting a semicolon;

13 (3) by redesignating paragraph (6) as para-
14 graph (7); and

15 (4) by inserting after paragraph (5) the fol-
16 lowing:

17 “(6) an analysis and discussion, prepared in
18 consultation with the Secretary of State, of the ex-
19 tent to which member countries supported United
20 States policy objectives in the Security Council and
21 the General Assembly with respect to the invasion of
22 Ukraine by the Russian Federation; and”.

1 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

2 (a) *SHORT TITLE.*—*This Act may be cited as the “Re-*
 3 *building Economic Prosperity and Opportunity for*
 4 *Ukrainians Act” or the “REPO for Ukrainians Act”.*

5 (b) *TABLE OF CONTENTS.*—*The table of contents for*
 6 *this Act is as follows:*

Sec. 1. Short title; table of contents.

Sec. 2. Definitions.

*TITLE I—SEIZURE, TRANSFER, CONFISCATION, AND REPURPOSING
 OF RUSSIAN SOVEREIGN ASSETS*

Sec. 101. Findings; sense of Congress.

Sec. 102. Sense of Congress regarding importance of the Russian Federation pro-
viding compensation to Ukraine.

Sec. 103. Prohibition on lifting sanctions on immobilized Russian sovereign as-
sets.

Sec. 104. Authority to seize, confiscate, transfer, and vest Russian sovereign as-
sets.

Sec. 105. International mechanism to use Russian sovereign assets to provide for
the reconstruction of Ukraine.

Sec. 106. Report on use of Russian sovereign assets.

Sec. 107. Report on immobilized assets of the Central Bank of the Russian Fed-
eration.

Sec. 108. Assessment by Secretary of State and Administrator of United States
Agency for International Development on reconstruction and re-
building needs of Ukraine.

Sec. 109. Exception relating to importation of goods.

*TITLE II—MULTILATERAL COORDINATION AND COUNTERING
 MALIGN ACTIVITIES OF THE RUSSIAN FEDERATION*

Sec. 201. Statement of policy regarding multilateral coordination with respect to
the Russian Federation.

Sec. 202. Information on voting practices in the United Nations with respect to
the invasion of Ukraine by the Russian Federation.

Sec. 203. Expansion of forfeited property available to remediate harms to
Ukraine from Russian aggression.

Sec. 204. Extensions.

Sec. 205. Recognition of Russian actions in Ukraine as a genocide.

7 **SEC. 2. DEFINITIONS.**

8 *In this Act:*

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

4 (A) *the Committee on Foreign Relations*
5 *and the Committee on Banking, Housing, and*
6 *Urban Affairs of the Senate; and*

7 (B) *the Committee on Foreign Affairs and*
8 *the Committee on Financial Services of the*
9 *House of Representatives.*

10 (2) *G7.*—*The term “G7” means the countries*
11 *that are members of the informal Group of 7, includ-*
12 *ing Canada, France, Germany, Italy, Japan, the*
13 *United Kingdom, and the United States.*

14 (3) *RUSSIAN SOVEREIGN ASSET.*—*The term*
15 *“Russian sovereign asset” means funds and other*
16 *property of—*

17 (A) *the Central Bank of the Russian Fed-*
18 *eration;*

19 (B) *the National Wealth Fund of the Rus-*
20 *sian Federation; or*

21 (C) *the Ministry of Finance of the Russian*
22 *Federation.*

23 (4) *UNITED STATES.*—*The term “United States”*
24 *means the several States, the District of Columbia, the*
25 *Commonwealth of Puerto Rico, the Commonwealth of*

1 *the Northern Mariana Islands, American Samoa,*
2 *Guam, the United States Virgin Islands, and any*
3 *other territory or possession of the United States.*

4 **TITLE I—SEIZURE, TRANSFER,**
5 **CONFISCATION, AND**
6 **REPURPOSING OF RUSSIAN**
7 **SOVEREIGN ASSETS**

8 **SEC. 101. FINDINGS; SENSE OF CONGRESS.**

9 *(a) FINDINGS.—Congress makes the following findings:*

10 *(1) On February 20, 2014, the Government of the*
11 *Russian Federation violated the sovereignty and ter-*
12 *ritorial integrity of Ukraine by engaging in a pre-*
13 *meditated and illegal invasion of Ukraine.*

14 *(2) On February 24, 2022, the Government of the*
15 *Russian Federation violated the sovereignty and ter-*
16 *ritorial integrity of Ukraine by engaging in a pre-*
17 *meditated, second illegal invasion of Ukraine.*

18 *(3) The international community has condemned*
19 *the illegal invasions of Ukraine by the Russian Fed-*
20 *eration, as well as the commission of war crimes by*
21 *the Russian Federation, including through the delib-*
22 *erate targeting of civilians and civilian infrastruc-*
23 *ture, the commission of sexual violence, and the forced*
24 *deportation of Ukrainian children.*

1 (4) *The leaders of the G7 have called the Russian*
2 *Federation’s “unprovoked and completely unjustified*
3 *attack on the democratic state of Ukraine” a “serious*
4 *violation of international law and a grave breach of*
5 *the United Nations Charter and all commitments*
6 *Russia entered in the Helsinki Final Act and the*
7 *Charter of Paris and its commitments in the Buda-*
8 *pest Memorandum”.*

9 (5) *On March 2, 2022, the United Nations Gen-*
10 *eral Assembly adopted Resolution ES–11/1, entitled*
11 *“Aggression against Ukraine”, by a vote of 141 to 5.*
12 *That resolution “deplore[d] in the strongest terms the*
13 *aggression by the Russian Federation against*
14 *Ukraine in violation of Article 2(4) of the [United*
15 *Nations] Charter” and demanded that the Russian*
16 *Federation “immediately cease its use of force against*
17 *Ukraine” and “immediately, completely and uncondi-*
18 *tionally withdraw all of its military forces from the*
19 *territory of Ukraine within its internationally recog-*
20 *nized borders”.*

21 (6) *On March 16, 2022, the International Court*
22 *of Justice issued provisional measures ordering the*
23 *Russian Federation to “immediately suspend the*
24 *military operations that it commenced on 24 Feb-*
25 *ruary 2022 in the territory of Ukraine”.*

1 (7) *The Russian Federation bears international*
2 *legal responsibility for its aggression against Ukraine*
3 *and, under international law, must cease its inter-*
4 *nationally wrongful acts. Because of this breach of the*
5 *prohibition on aggression under international law,*
6 *the United States is legally entitled to take counter-*
7 *measures that are proportionate and aimed at induc-*
8 *ing the Russian Federation to comply with its inter-*
9 *national obligations.*

10 (8) *On November 14, 2022, the United Nations*
11 *General Assembly adopted a resolution—*

12 (A) *recognizing that the Russian Federation*
13 *must bear the legal consequences of all of its*
14 *internationally wrongful acts, including making*
15 *reparation for the injury, including any damage,*
16 *caused by such acts;*

17 (B) *recognizing the need for the establish-*
18 *ment of an international mechanism for repara-*
19 *tion for damage, loss, or injury caused by the*
20 *Russian Federation in or against Ukraine; and*

21 (C) *recommending creation of an inter-*
22 *national register of such damage, loss, or injury.*

23 (9) *Under international law, a country that is*
24 *responsible for an internationally wrongful act is*
25 *under an obligation to make full reparation for the*

1 *injury caused. The Russian Federation bears such an*
2 *obligation to compensate Ukraine.*

3 *(10) Approximately \$300,000,000,000 of Russian*
4 *sovereign assets have been immobilized worldwide.*
5 *Only a small fraction of those assets—1 to 2 percent,*
6 *or between \$4,000,000,000 and \$5,000,000,000—are*
7 *reportedly subject to the jurisdiction of the United*
8 *States.*

9 *(11) The vast majority of immobilized Russian*
10 *sovereign assets, approximately \$190,000,000,000, are*
11 *reportedly subject to the jurisdiction of Belgium. The*
12 *Government of Belgium has publicly indicated that*
13 *any action by that Government regarding those assets*
14 *would be predicated on support by the G7.*

15 *(b) SENSE OF CONGRESS.—It is the sense of Congress*
16 *that, having committed an act of aggression, as recognized*
17 *by the United Nations General Assembly on March 2, 2022,*
18 *the Russian Federation is to be considered as an aggressor*
19 *state. The internationally wrongful acts taken by the Rus-*
20 *sian Federation, including an act of aggression, present a*
21 *unique situation justifying the establishment of a mecha-*
22 *nism to compensate Ukraine and victims of aggression by*
23 *the Russian Federation in Ukraine.*

1 **SEC. 102. SENSE OF CONGRESS REGARDING IMPORTANCE**
2 **OF THE RUSSIAN FEDERATION PROVIDING**
3 **COMPENSATION TO UKRAINE.**

4 *It is the sense of Congress that—*

5 *(1) the Russian Federation bears responsibility*
6 *for the financial burden of the reconstruction of*
7 *Ukraine and for countless other costs associated with*
8 *the illegal invasion of Ukraine by the Russian Fed-*
9 *eration that began on February 24, 2022;*

10 *(2) in the absence of a comprehensive peace*
11 *agreement addressing the Russian Federation’s obli-*
12 *gation to compensate Ukraine for the cost of the Rus-*
13 *sian Federation’s unlawful war against Ukraine, the*
14 *amount of money the Russian Federation must pay*
15 *Ukraine should be assessed by an international body*
16 *or mechanism charged with determining compensa-*
17 *tion and providing assistance to Ukraine;*

18 *(3) the Russian Federation is on notice of its op-*
19 *portunity to comply with its international obliga-*
20 *tions, including compensation, or, by agreement with*
21 *the government of independent Ukraine, authorize an*
22 *international body or mechanism to address those*
23 *outstanding obligations with authority to make bind-*
24 *ing decisions on parties that comply in good faith;*

25 *(4) the Russian Federation can, by negotiated*
26 *agreement, participate in any international process*

1 *to assess the full cost of the Russian Federation's un-*
2 *lawful war against Ukraine and make funds avail-*
3 *able to compensate for damage, loss, and injury aris-*
4 *ing from its internationally wrongful acts in*
5 *Ukraine, and if it fails to do so, the United States*
6 *and other countries should explore other avenues for*
7 *ensuring compensation to Ukraine, including confis-*
8 *cation and repurposing of assets of the Russian Fed-*
9 *eration;*

10 *(5) the President should continue to lead robust*
11 *engagement on all bilateral and multilateral aspects*
12 *of the response by the United States to efforts by the*
13 *Russian Federation to undermine the sovereignty and*
14 *territorial integrity of Ukraine, including on any pol-*
15 *icy coordination and alignment regarding the dis-*
16 *position of Russian sovereign assets in the context of*
17 *compensation; and*

18 *(6) any effort by the United States to confiscate*
19 *and repurpose Russian sovereign assets should be un-*
20 *dertaken alongside international allies and partners*
21 *as part of a coordinated, multilateral effort, including*
22 *with G7 countries, the European Union, Australia,*
23 *and other countries in which Russian sovereign assets*
24 *are located.*

1 **SEC. 103. PROHIBITION ON LIFTING SANCTIONS ON IMMO-**
2 **BILIZED RUSSIAN SOVEREIGN ASSETS.**

3 (a) *IN GENERAL.*—Notwithstanding any other provi-
4 sion of law, no Russian sovereign asset that is blocked or
5 immobilized by the Department of the Treasury pursuant
6 to sanctions imposed before the date described in section
7 104(h) may be released or mobilized until the President cer-
8 tifies to the appropriate congressional committees in writ-
9 ing that—

10 (1) *the Russian Federation has reached an agree-*
11 *ment relating to the respective withdrawal of Russian*
12 *forces and cessation of military hostilities that is ac-*
13 *cepted by the free and independent Government of*
14 *Ukraine; and*

15 (2)(A) *full compensation has been made to*
16 *Ukraine for harms resulting from the invasion of*
17 *Ukraine by the Russian Federation; or*

18 (B) *the Russian Federation is participating in*
19 *a bona fide international mechanism that, by agree-*
20 *ment, will discharge the obligations of the Russian*
21 *Federation to compensate Ukraine for all amounts de-*
22 *termined to be owed to Ukraine.*

23 (b) *NOTIFICATION.*—Not later than 30 days before the
24 *lifting of sanctions with respect to Russian sovereign assets*
25 *as described in subsection (a), the President shall submit*
26 *to the appropriate congressional committees—*

1 (1) *a written notification of the decision to lift*
2 *the sanctions; and*

3 (2) *a justification in writing for lifting the sanc-*
4 *tions.*

5 (c) *JOINT RESOLUTION OF DISAPPROVAL.—*

6 (1) *IN GENERAL.—Sanctions may not be lifted*
7 *with respect to Russian sovereign assets as described*
8 *in subsection (a) if, within 30 days of receipt of the*
9 *notification and justification required under sub-*
10 *section (b), a joint resolution is enacted prohibiting*
11 *the lifting of the sanctions.*

12 (2) *EXPEDITED PROCEDURES.—Any joint resolu-*
13 *tion described in paragraph (1) introduced in either*
14 *House of Congress shall be considered in accordance*
15 *with the provisions of section 601(b) of the Inter-*
16 *national Security Assistance and Arms Export Con-*
17 *trol Act of 1976 (Public Law 94–329; 90 Stat. 765),*
18 *except that any such resolution shall be subject to ger-*
19 *mane amendments. If such a joint resolution should*
20 *be vetoed by the President, the time for debate in con-*
21 *sideration of the veto message on such measure shall*
22 *be limited to 20 hours in the Senate and in the House*
23 *of Representatives shall be determined in accordance*
24 *with the Rules of the House.*

1 (d) *COOPERATION ON PROHIBITION OF LIFTING SANCTIONS ON CERTAIN RUSSIAN SOVEREIGN ASSETS.*—The
2 President may take such action as may be necessary to seek
3 to obtain and enter into an agreement between the United
4 States, Ukraine, and other countries that have blocked or
5 immobilized Russian sovereign assets to prohibit such assets
6 from being released or mobilized until there is an agreement
7 that addresses the Russian Federation’s obligation to com-
8 pensate Ukraine.
9

10 **SEC. 104. AUTHORITY TO SEIZE, CONFISCATE, TRANSFER,**
11 **AND VEST RUSSIAN SOVEREIGN ASSETS.**

12 (a) *REPORTING ON RUSSIAN SOVEREIGN ASSETS.*—

13 (1) *IN GENERAL.*—Not later than 180 days after
14 the date of the enactment of this Act, and annually
15 thereafter until the date described in subsection (h),
16 the President shall submit to the appropriate congress-
17 sional committees a report detailing the status of
18 Russian sovereign assets subject to the jurisdiction of
19 the United States, including the information with re-
20 spect to such assets required to be included with re-
21 spect to property in the reports required by Directive
22 4.

23 (2) *CONTINUATION IN EFFECT OF REPORTING*
24 *REQUIREMENTS.*—Any requirement to submit reports

1 *under Directive 4 shall remain in effect until the date*
2 *described in subsection (h).*

3 (3) *FORM.—Each report required by paragraph*
4 *(1) shall be submitted in unclassified form, but may*
5 *include a classified annex.*

6 (4) *DIRECTIVE 4 DEFINED.—In this subsection,*
7 *the term “Directive 4” means Directive 4 issued by*
8 *the Office of Foreign Assets Control under Executive*
9 *Order 14024 (50 U.S.C. 1701 note; relating to block-*
10 *ing property with respect to specified harmful foreign*
11 *activities of the Government of the Russian Federa-*
12 *tion), as in effect on the date of the enactment of this*
13 *Act.*

14 (b) *SEIZURE, TRANSFER, VESTING, AND CONFISCA-*
15 *TION.—*

16 (1) *IN GENERAL.—On and after the date that is*
17 *30 days after the President submits to the appro-*
18 *priate congressional committees the certification de-*
19 *scribed in subsection (c), the President may seize, con-*
20 *fiscate, transfer, or vest any Russian sovereign assets,*
21 *in whole or in part, and including any interest or in-*
22 *terests in such assets, subject to the jurisdiction of the*
23 *United States.*

24 (2) *VESTING.—For funds confiscated under*
25 *paragraph (1), all right, title, and interest in Rus-*

1 *sian sovereign assets shall vest in the Government of*
2 *the United States.*

3 (3) *LIQUIDATION AND DEPOSIT.—The President*
4 *may—*

5 (A) *deposit any funds seized, transferred, or*
6 *confiscated under paragraph (1) into the*
7 *Ukraine Support Fund established under sub-*
8 *section (d);*

9 (B) *liquidate or sell any other property*
10 *seized, transferred, or confiscated under para-*
11 *graph (1) and deposit the funds resulting from*
12 *such liquidation or sale into the Ukraine Sup-*
13 *port Fund; and*

14 (C) *make all such funds available for the*
15 *purposes described in subsection (e).*

16 (4) *METHOD OF SEIZURE, TRANSFER, OR CON-*
17 *FISCATION.—The President may seize, transfer, or*
18 *confiscate Russian sovereign assets under paragraph*
19 *(1) through instructions or licenses or in such other*
20 *manner as the President determines appropriate.*

21 (c) *CERTIFICATION.—The certification described in*
22 *this subsection, with respect to Russian sovereign assets, is*
23 *a certification that—*

1 (1) *seizing, confiscating, or transferring the Rus-*
2 *sian sovereign assets for the benefit of Ukraine is in*
3 *the national interests of the United States;*

4 (2) *either—*

5 (A) *the Russian Federation has not ceased*
6 *its unlawful aggression against Ukraine; or*

7 (B) *the Russian Federation has not pro-*
8 *vided full compensation to Ukraine for harms re-*
9 *sulting from Russian aggression; and*

10 (3) *the President has meaningfully coordinated*
11 *with G7 leaders to take multilateral action with re-*
12 *gard to any seizure, confiscation, or transfer of Rus-*
13 *sian sovereign assets for the benefit of Ukraine.*

14 (d) *ESTABLISHMENT OF THE UKRAINE SUPPORT*
15 *FUND.—*

16 (1) *IN GENERAL.—The President shall establish*
17 *an account, to be known as the “Ukraine Support*
18 *Fund”, to consist of funds deposited into the account*
19 *under subsection (b).*

20 (2) *USE OF FUNDS.—The funds in the account*
21 *established under paragraph (1) shall be available to*
22 *be used only as specified in subsection (e).*

23 (3) *SUPPLEMENT NOT SUPPLANT.—Amounts in*
24 *the account established under paragraph (1) shall*

1 *supplement and not supplant other amounts made*
2 *available to provide assistance to Ukraine.*

3 *(e) USE OF ASSETS.—*

4 *(1) IN GENERAL.—Subject to paragraphs (2),*
5 *(3), and (4), funds in the Ukraine Support Fund*
6 *shall be available to the Secretary of State, in con-*
7 *sultation with the Administrator of the United States*
8 *Agency for International Development, to provide as-*
9 *sistance to Ukraine to address damage resulting from*
10 *the unlawful invasion by the Russian Federation that*
11 *began on February 24, 2022, including through con-*
12 *tributions to an international body or mechanism*
13 *charged with determining compensation and pro-*
14 *viding assistance to Ukraine.*

15 *(2) COORDINATION WITH FOREIGN ASSISTANCE*
16 *FUNDS.—*

17 *(A) IN GENERAL.—Funds in the Ukraine*
18 *Support Fund may be transferred to, and*
19 *merged with, funds made available to carry out*
20 *any provision of the Foreign Assistance Act of*
21 *1961 (22 U.S.C. 2151 et seq.) to carry out the*
22 *purposes of this section, except that funds from*
23 *the Ukraine Support Fund shall remain avail-*
24 *able until expended. Any funds transferred pur-*
25 *suant to this subparagraph may be considered*

1 *foreign assistance under the Foreign Assistance*
2 *Act of 1961 for purposes of making available the*
3 *administrative authorities in that Act.*

4 (B) *USE FOR DIRECT LOANS.*—*Notwith-*
5 *standing section 504(b) of the Congressional*
6 *Budget Act of 1974 (2 U.S.C. 661c(b)), funds in*
7 *the Ukraine Support Fund may be made avail-*
8 *able, subject to such terms and conditions as the*
9 *Secretary of State deems necessary, for the prin-*
10 *cipal for direct loans for Ukraine and costs, as*
11 *defined in section 502 of the Congressional*
12 *Budget Act of 1974 (2 U.S.C. 661a), of such*
13 *loans.*

14 (3) *NOTIFICATION.*—

15 (A) *IN GENERAL.*—*The Secretary of State*
16 *shall notify the appropriate congressional com-*
17 *mittees not fewer than 15 days before providing*
18 *any funds from the Ukraine Support Fund to*
19 *the Government of Ukraine or to any other per-*
20 *son or international organization for the pur-*
21 *poses described in paragraph (1), other than*
22 *funds authorized to be provided as assistance*
23 *under section 491 of the Foreign Assistance Act*
24 *of 1961 (22 U.S.C. 2292).*

1 (B) *ELEMENTS*.—A notification under sub-
2 paragraph (A) with respect to the provision of
3 funds to the Government of Ukraine shall speci-
4 fy—

5 (i) the amount of funds to be provided;

6 (ii) the purpose for which such funds
7 are provided; and

8 (iii) the recipient.

9 (4) *PROHIBITION OF PROVISION OF FUNDS TO*
10 *THE RUSSIAN FEDERATION OR SANCTIONED PER-*
11 *SONS*.—Notwithstanding any other provision of law,
12 funds from the Ukraine Support Fund may not under
13 any circumstances be provided to—

14 (A) the Government of the Russian Federa-
15 tion;

16 (B) a foreign person with respect to which
17 the United States has imposed sanctions;

18 (C) a foreign person owned or controlled
19 by—

20 (i) the Government of the Russian Fed-
21 eration;

22 (ii) a Russian person with respect to
23 which the United States has imposed sanc-
24 tions; or

1 (D) any person in which the Government of
2 the Russian Federation or a person described in
3 subparagraph (B) has a direct or indirect inter-
4 est; or

5 (E) any person that may act in the interest
6 of the Government of the Russian Federation.

7 (f) *JUDICIAL REVIEW.*—

8 (1) *EXCLUSIVENESS OF REMEDY.*—Notwith-
9 standing any other provision of law, any action taken
10 under this section shall not be subject to judicial re-
11 view, except as provided in this subsection.

12 (2) *LIMITATIONS FOR FILING CLAIMS.*—A claim
13 may only be brought with respect to an action under
14 this section—

15 (A) that alleges that the action will deny
16 rights under the Constitution of the United
17 States; and

18 (B) if the claim is brought not later than 60
19 days after the date of such action.

20 (3) *JURISDICTION.*—

21 (A) *IN GENERAL.*—A claim under para-
22 graph (2) of this subsection shall be barred un-
23 less a complaint is filed prior to the expiration
24 of such time limits in the United States District
25 Court for the District of Columbia.

1 (B) *APPEAL.*—*An appeal of an order of the*
2 *United States District Court for the District of*
3 *Columbia issued pursuant to a claim brought*
4 *under this subsection shall be taken by a notice*
5 *of appeal filed with the United States Court of*
6 *Appeals for the District of Columbia Circuit not*
7 *later than 10 days after the date on which the*
8 *order is entered.*

9 (C) *EXPEDITED CONSIDERATION.*—*It shall*
10 *be the duty of the United States District Court*
11 *for the District of Columbia and the United*
12 *States Court of Appeals for the District of Co-*
13 *lumbia Circuit to advance on the docket and to*
14 *expedite to the greatest possible extent the dis-*
15 *position of any claim brought under this sub-*
16 *section.*

17 (g) *EXCEPTION FOR UNITED STATES OBLIGATIONS*
18 *UNDER INTERNATIONAL AGREEMENTS.*—*The authorities*
19 *provided by this section may not be exercised in a manner*
20 *inconsistent with the obligations of the United States*
21 *under—*

22 (1) *the Convention on Diplomatic Relations,*
23 *done at Vienna April 18, 1961, and entered into force*
24 *April 24, 1964 (23 UST 3227);*

1 (2) *the Convention on Consular Relations, done*
2 *at Vienna April 24, 1963, and entered into force on*
3 *March 19, 1967 (21 UST 77);*

4 (3) *the Agreement Regarding the Headquarters*
5 *of the United Nations, signed at Lake Success June*
6 *26, 1947, and entered into force November 21, 1947*
7 *(TIAS 1676); or*

8 (4) *any other international agreement—*

9 (A) *governing the use of force or estab-*
10 *lishing rights under international humanitarian*
11 *law; and*

12 (B) *to which the United States is a state*
13 *party on the day before the date of the enactment*
14 *of this Act.*

15 (h) *SUNSET.—The authority to seize, transfer, con-*
16 *fiscate, or vest Russian sovereign assets under this section*
17 *shall terminate on the earlier of—*

18 (1) *the date that is 6 years after the date of the*
19 *enactment of this Act; or*

20 (2) *the date that is 120 days after the date on*
21 *which the President determines and certifies to the*
22 *appropriate congressional committees that—*

23 (A) *the Russian Federation has reached an*
24 *agreement relating to the respective withdrawal*
25 *of Russian forces and cessation of military hos-*

1 *ilities that is accepted by the free and inde-*
2 *pendent Government of Ukraine; and*

3 *(B)(i) full compensation has been made to*
4 *Ukraine for harms resulting from the invasion of*
5 *Ukraine by the Russian Federation;*

6 *(ii) the Russian Federation is participating*
7 *in a bona fide international mechanism that, by*
8 *agreement, addresses the obligations of the Rus-*
9 *sian Federation to compensate Ukraine; or*

10 *(iii) the Russian Federation's obligation to*
11 *compensate Ukraine for the damage caused by*
12 *the Russian Federation's aggression has been re-*
13 *solved pursuant to an agreement between the*
14 *Russian Federation and the Government of*
15 *Ukraine.*

16 **SEC. 105. INTERNATIONAL MECHANISM TO USE RUSSIAN**
17 **SOVEREIGN ASSETS TO PROVIDE FOR THE**
18 **RECONSTRUCTION OF UKRAINE.**

19 *(a) IN GENERAL.—The President shall take steps the*
20 *President determines are appropriate to coordinate with the*
21 *G7, the European Union, Australia, and other partners and*
22 *allies of the United States regarding the disposition of im-*
23 *mobilized Russian sovereign assets, such as by seeking to*
24 *establish a coordinated international compensation mecha-*
25 *nism with foreign partners, including Ukraine, the G7, the*

1 *European Union, Australia, and other partners and allies*
2 *of the United States, which may include the establishment*
3 *of an international fund, to be known as the “Common*
4 *Ukraine Fund”, that uses assets in the Ukraine Support*
5 *Fund established under section 104(d) and contributions*
6 *from foreign partners to allow for compensation for*
7 *Ukraine, including by—*

8 (1) *supporting a register of damage to serve as*
9 *a record of evidence and for assessment of the full*
10 *costs of damages to Ukraine resulting from the inva-*
11 *sion of Ukraine by the Russian Federation that began*
12 *on February 24, 2022;*

13 (2) *establishing a mechanism for compensating*
14 *Ukraine for damages resulting from that invasion;*

15 (3) *ensuring distribution of those assets or the*
16 *proceeds of those assets based on determinations under*
17 *that mechanism; and*

18 (4) *taking such other actions as may be nec-*
19 *essary to carry out this section.*

20 (b) *AUTHORIZATION FOR DEPOSIT.—Upon the Presi-*
21 *dent reaching an agreement or arrangement to establish a*
22 *common international compensation mechanism pursuant*
23 *to subsection (a), the Secretary of State may transfer funds*
24 *from the Ukraine Support Fund established under section*

1 104(d) to a fund or mechanism established consistent with
2 subsection (a).

3 (c) NOTIFICATIONS.—

4 (1) AGREEMENT OR ARRANGEMENT.—The Presi-
5 dent shall notify the appropriate congressional com-
6 mittees not later than 30 days before entering into
7 any new bilateral or multilateral agreement or ar-
8 rangement under subsection (a).

9 (2) TRANSFER.—The President shall notify the
10 appropriate congressional committees not later than
11 30 days before any transfer from the Ukraine Support
12 Fund to a fund established consistent with subsection
13 (a).

14 (d) GOOD GOVERNANCE.—The Secretary of State, in
15 consultation with the Secretary of the Treasury, shall—

16 (1) seek to ensure that any fund or mechanism
17 established consistent with subsection (a) operates in
18 accordance with established international accounting
19 principles;

20 (2) seek to ensure that any such fund or mecha-
21 nism is—

22 (A) staffed, operated, and administered in
23 accordance with established accounting rules and
24 governance procedures, including a mechanism

1 *for the governance and operation of the fund or*
2 *mechanism;*

3 *(B) operated transparently as to all funds*
4 *transfers, filings, and decisions; and*

5 *(C) audited on a regular basis by an inde-*
6 *pendent auditor, in accordance with internation-*
7 *ally accepted accounting and auditing stand-*
8 *ards;*

9 *(3) seek to ensure that any audits of any such*
10 *fund or mechanism are made available to the public;*
11 *and*

12 *(4) ensure that any audits of any such fund or*
13 *mechanism are reviewed and reported on by the Gov-*
14 *ernment Accountability Office to the appropriate con-*
15 *gressional committees and the public.*

16 *(e) LIMITATION ON TRANSFER OF FUNDS.—No funds*
17 *may be transferred from the Ukraine Support Fund to a*
18 *fund or mechanism established consistent with subsection*
19 *(a) unless the President certifies to the appropriate congres-*
20 *sional committees that—*

21 *(1) the institution housing the fund or mecha-*
22 *nism has a plan to ensure transparency and account-*
23 *ability for all funds transferred to and from the Com-*
24 *mon Ukraine Fund; and*

1 (2) *the President has transmitted the plan re-*
2 *quired under paragraph (1) to the appropriate con-*
3 *gressional committees in writing.*

4 (f) *JOINT RESOLUTION OF DISAPPROVAL.—No funds*
5 *may be transferred from the Ukraine Support Fund to a*
6 *fund or mechanism established consistent with subsection*
7 *(a) if, within 30 days of receipt of the notification required*
8 *under subsection (c)(2), a joint resolution is enacted prohib-*
9 *iting the transfer.*

10 (g) *REPORT.—Not later than 90 days after the date*
11 *of the enactment of this Act, and not less frequently than*
12 *every 90 days thereafter, the President shall submit to the*
13 *appropriate congressional committees a report that includes*
14 *the following:*

15 (1) *An accounting of funds in any fund or mech-*
16 *anism established consistent with subsection (a).*

17 (2) *Any information regarding the disposition of*
18 *any such fund or mechanism that has been trans-*
19 *mitted to the President by the institution housing the*
20 *fund or mechanism during the period covered by the*
21 *report.*

22 (3) *A description of United States multilateral*
23 *and bilateral diplomatic engagement with allies and*
24 *partners of the United States that also have immo-*
25 *bilized Russian sovereign assets to allow for com-*

1 *pen- sation for Ukraine during the period covered by*
2 *the report.*

3 (4) *An outline of steps taken to carry out this*
4 *section during the period covered by the report.*

5 **SEC. 106. REPORT ON USE OF RUSSIAN SOVEREIGN ASSETS.**

6 *Not later than 90 days after the date of the enactment*
7 *of this Act, and every 180 days thereafter, the Secretary*
8 *of State, in consultation with the Secretary of the Treasury,*
9 *shall submit to the appropriate congressional committees a*
10 *report that contains—*

11 (1) *the amount and source of Russian sovereign*
12 *assets seized, transferred, or confiscated pursuant to*
13 *subsection (b)(1) of section 104;*

14 (2) *the amount and source of funds transferred*
15 *into the Ukraine Support Fund under subsection*
16 *(b)(3) of that section; and*

17 (3) *a detailed description and accounting of how*
18 *such funds were used to meet the purposes described*
19 *in subsection (e) of that section.*

20 **SEC. 107. REPORT ON IMMOBILIZED ASSETS OF THE CEN-**
21 **TRAL BANK OF THE RUSSIAN FEDERATION.**

22 (a) *IN GENERAL.*—*Not later than 90 days after the*
23 *date of the enactment of this Act, the Secretary of the Treas-*
24 *ury, in consultation with the Board of Governors of the Fed-*
25 *eral Reserve, the Federal Deposit Insurance Corporation,*

1 *the Office of the Comptroller of the Currency, the National*
2 *Credit Union Administration, the Securities and Exchange*
3 *Commission, and the Commodity Futures Trading Com-*
4 *mission, shall submit to the appropriate congressional com-*
5 *mittees a report that includes—*

6 (1) *the best available accounting of the location,*
7 *value, and denomination of blocked and immobilized*
8 *assets of the Central Bank of the Russian Federation,*
9 *as well as any additional assets of that bank held out-*
10 *side of the Russian Federation;*

11 (2) *with respect to blocked and immobilized as-*
12 *sets of the Central Bank of the Russian Federation—*

13 (A) *a break down of those assets by the*
14 *country or jurisdiction in which such assets are*
15 *located;*

16 (B) *an estimate of the value and denomina-*
17 *tion of the assets held in each such country or ju-*
18 *risdiction; and*

19 (C) *an identification of whether those assets*
20 *are securities, deposits, or other assets;*

21 (3) *an estimate, to the extent feasible, of—*

22 (A) *the total income received from those as-*
23 *sets since the dates that the assets were blocked*
24 *or immobilized; and*

1 (B) the approximate amounts of those assets
2 that are securities and have matured or expired;
3 and

4 (4) an assessment of—

5 (A) what may have happened to the securi-
6 ties described in paragraph (3)(B); and

7 (B) how the funds from maturing securities
8 have been reinvested and the associated income
9 flows.

10 (b) ADDRESSING UNCERTAINTY.—In preparing the re-
11 port required by subsection (a), the Secretary shall—

12 (1) where exact figures are uncertain, provide
13 approximate ranges for those figures; and

14 (2) identify areas of uncertainty or gaps in ac-
15 counting, including areas where the Central Bank of
16 the Russian Federation may have additional assets
17 outside of the Russian Federation.

18 (c) COORDINATION WITH ALLIES.—The Secretary
19 shall work with the G7 and other allies of the United States
20 to obtain the information necessary to ensure that the report
21 submitted under subsection (a) is comprehensive. A joint
22 report by the Secretary and such allies shall satisfy the re-
23 quirements of this subsection.

24 (d) FORM.—

1 (1) *IN GENERAL.*—*The report required by sub-*
2 *section (a) shall be submitted in unclassified form,*
3 *but may include a classified annex.*

4 (2) *FOCUS ON PUBLIC AVAILABILITY OF INFOR-*
5 *MATION.*—*In preparing the report required by sub-*
6 *section (a), the Secretary shall maximize the amount*
7 *of information that is included in the unclassified*
8 *portion of the report.*

9 **SEC. 108. ASSESSMENT BY SECRETARY OF STATE AND AD-**
10 **MINISTRATOR OF UNITED STATES AGENCY**
11 **FOR INTERNATIONAL DEVELOPMENT ON RE-**
12 **CONSTRUCTION AND REBUILDING NEEDS OF**
13 **UKRAINE.**

14 (a) *IN GENERAL.*—*Not later than 180 days after the*
15 *date of the enactment of this Act, the Secretary of State,*
16 *in consultation with the Secretary of the Treasury and Ad-*
17 *ministrators of the United States Agency for International*
18 *Development, shall submit to the appropriate congressional*
19 *committees an assessment of the most pressing needs of*
20 *Ukraine for reconstruction, rebuilding, security assistance,*
21 *and humanitarian aid.*

22 (b) *ELEMENTS.*—*The assessment required by sub-*
23 *section (a) shall include the following:*

24 (1) *An estimate of the rebuilding and reconstruc-*
25 *tion needs of Ukraine, as of the date of the assessment,*

1 *resulting from the unlawful invasion of Ukraine by*
2 *the Russian Federation, including—*

3 *(A) a description of the sources and methods*
4 *for the estimate; and*

5 *(B) an identification of the locations or re-*
6 *gions in Ukraine with the most pressing needs.*

7 *(2) An estimate of the humanitarian needs, as of*
8 *the date of the assessment, of the people of Ukraine,*
9 *including Ukrainians residing inside the internation-*
10 *ally recognized borders of Ukraine or outside those*
11 *borders, resulting from the unlawful invasion of*
12 *Ukraine by the Russian Federation.*

13 *(3) An assessment of the extent to which the*
14 *needs described in paragraphs (1) and (2) have been*
15 *met or funded, by any source, as of the date of the*
16 *assessment.*

17 *(4) A plan to engage in robust multilateral and*
18 *bilateral diplomacy to ensure that allies and partners*
19 *of the United States, particularly in the European*
20 *Union as Ukraine seeks accession, increase their com-*
21 *mitment to Ukraine's reconstruction.*

22 *(5) An identification of which such needs should*
23 *be prioritized, including any assessment or request by*
24 *the Government of Ukraine with respect to the*
25 *prioritization of such needs.*

1 **SEC. 109. EXCEPTION RELATING TO IMPORTATION OF**
2 **GOODS.**

3 (a) *IN GENERAL.*—*The authorities and requirements*
4 *under this title shall not include the authority or a require-*
5 *ment to impose sanctions on the importation of goods.*

6 (b) *GOOD DEFINED.*—*In this section, the term “good”*
7 *means any article, natural or manmade substance, mate-*
8 *rial, supply, or manufactured product, including inspection*
9 *and test equipment, and excluding technical data.*

10 **TITLE II—MULTILATERAL CO-**
11 **ORDINATION AND COUN-**
12 **TERING MALIGN ACTIVITIES**
13 **OF THE RUSSIAN FEDERA-**
14 **TION**

15 **SEC. 201. STATEMENT OF POLICY REGARDING MULTILAT-**
16 **ERAL COORDINATION WITH RESPECT TO THE**
17 **RUSSIAN FEDERATION.**

18 (a) *IN GENERAL.*—*In response to the Russian Federa-*
19 *tion’s unprovoked and illegal invasion of Ukraine, it is the*
20 *policy of the United States that—*

21 (1) *the United States, along with the European*
22 *Union, the G7, Australia, and other willing allies and*
23 *partners of the United States, should continue to lead*
24 *a coordinated international sanctions regime to freeze*
25 *sovereign assets of the Russian Federation;*

1 (2) *the Secretary of State should continue to en-*
2 *gage in interagency and multilateral coordination*
3 *with agencies of the European Union, the G7, Aus-*
4 *tralia, and other allies and partners of the United*
5 *States on efforts related to countering the Russian*
6 *Federation, including efforts related to the confisca-*
7 *tion and repurposing of Russian sovereign assets, as*
8 *well as to ensure the ongoing implementation and en-*
9 *forcement of sanctions with respect to the Russian*
10 *Federation in response to its invasion of Ukraine;*

11 (3) *the Secretary of State, in consultation with*
12 *the Secretary of the Treasury, should, to the extent*
13 *practicable and consistent with relevant United*
14 *States law, continue to lead and coordinate with the*
15 *European Union, the G7, Australia, and other allies*
16 *and partners of the United States with respect to en-*
17 *forcement of sanctions imposed with respect to the*
18 *Russian Federation;*

19 (4) *the United States should continue to provide*
20 *relevant technical assistance, implementation guid-*
21 *ance, and support relating to enforcement and imple-*
22 *mentation of sanctions imposed with respect to the*
23 *Russian Federation;*

24 (5) *where appropriate, the Secretary of State, in*
25 *consultation with the Secretary of the Treasury,*

1 *should continue to seek private sector input regarding*
2 *sanctions policy with respect to the Russian Federa-*
3 *tion and the implementation of and compliance with*
4 *such sanctions imposed with respect to the Russian*
5 *Federation; and*

6 *(6) the Secretary of State, in coordination with*
7 *the Secretary of the Treasury, should continue robust*
8 *diplomatic engagement with allies and partners of the*
9 *United States, including the European Union, the*
10 *G7, and Australia, to encourage such allies and part-*
11 *ners to continue to take appropriate actions against*
12 *the Russian Federation, including the imposition of*
13 *sanctions.*

14 ***(b) AUTHORIZATION OF APPROPRIATIONS.—***

15 ***(1) IN GENERAL.—****There is authorized to be ap-*
16 *propriated to the Secretary of State \$15,000,000 for*
17 *each of fiscal years 2025, 2026, and 2027, to carry*
18 *out this section.*

19 ***(2) SUPPLEMENT NOT SUPPLANT.—****The amounts*
20 *authorized to be appropriated by paragraph (1) shall*
21 *supplement and not supplant other amounts author-*
22 *ized to be appropriated for the Department of State.*

1 **SEC. 202. INFORMATION ON VOTING PRACTICES IN THE**
2 **UNITED NATIONS WITH RESPECT TO THE IN-**
3 **VASION OF UKRAINE BY THE RUSSIAN FED-**
4 **ERATION.**

5 *Section 406(b) of the Foreign Relations Authorization*
6 *Act, Fiscal Years 1990 and 1991 (22 U.S.C. 2414a(b)), is*
7 *amended—*

8 *(1) in paragraph (4), by striking “Assembly on”*
9 *and all that follows through “opposed by the United*
10 *States;” and inserting the following: “Assembly on—*

11 *“(A) resolutions specifically related to Israel*
12 *that are opposed by the United States; and*

13 *“(B) resolutions specifically related to the*
14 *invasion of Ukraine by the Russian Federa-*
15 *tion;”;*

16 *(2) in paragraph (5), by striking “; and” and*
17 *inserting a semicolon;*

18 *(3) by redesignating paragraph (6) as para-*
19 *graph (7); and*

20 *(4) by inserting after paragraph (5) the fol-*
21 *lowing:*

22 *“(6) an analysis and discussion, prepared in*
23 *consultation with the Secretary of State, of the extent*
24 *to which member countries supported United States*
25 *policy objectives in the Security Council and the Gen-*

1 *eral Assembly with respect to the invasion of Ukraine*
2 *by the Russian Federation; and”.*

3 **SEC. 203. EXPANSION OF FORFEITED PROPERTY AVAILABLE**
4 **TO REMEDIATE HARMS TO UKRAINE FROM**
5 **RUSSIAN AGGRESSION.**

6 *(a) IN GENERAL.—Section 1708 of the Additional*
7 *Ukraine Supplemental Appropriations Act, 2023 (division*
8 *M of Public Law 117–328; 136 Stat. 5200) is amended—*
9 *(1) in subsection (a), by inserting “from any for-*
10 *feiture fund” after “The Attorney General may trans-*
11 *fer”; and*

12 *(2) in subsection (c)—*
13 *(A) in paragraph (2), by striking “which*
14 *property belonged” and all that follows and in-*
15 *serting the following: “which property—*

16 *“(A) belonged to, was possessed by, or was*
17 *controlled by a person the property or interests*
18 *in property of which were blocked pursuant to*
19 *any covered legal authority;*

20 *“(B) was involved in an act in violation of,*
21 *or a conspiracy or scheme to violate or cause a*
22 *violation of—*

23 *“(i) any covered legal authority; or*

24 *“(ii) any restriction on the export, re-*
25 *export, or in-country transfer of items im-*

1 *posed by the United States under the Ex-*
2 *port Administration Regulations, or any re-*
3 *striction on the export, reexport, or re-*
4 *transfer of defense articles under the Inter-*
5 *national Traffic in Arms Regulations under*
6 *subchapter M of chapter I of title 22, Code*
7 *of Federal Regulations, with respect to—*

8 *“(I) the Russian Federation,*
9 *Belarus, the Crimea region of Ukraine,*
10 *or the so-called Donetsk and Luhansk*
11 *People’s Republic regions of Ukraine;*

12 *“(II) any person in any such*
13 *country or region on a restricted par-*
14 *ties list; or*

15 *“(III) any person located in any*
16 *other country that has been added to a*
17 *restricted parties list in connection*
18 *with the malign conduct of the Russian*
19 *Federation in Ukraine, including the*
20 *annexation of the Crimea region of*
21 *Ukraine in March 2014 and the inva-*
22 *sion beginning in February 2022 of*
23 *Ukraine, as substantially enabled by*
24 *Belarus; or*

1 “(C) was involved in any related con-
2 spiracy, scheme, or other Federal offense arising
3 from the actions of, or doing business with or
4 acting on behalf of, the Russian Federation,
5 Belarus, or the Crimea region of Ukraine, or the
6 so-called Donetsk and Luhansk People’s Republic
7 regions of Ukraine.”; and

8 (B) by adding at the end the following:

9 “(3) The term ‘covered legal authority’ means
10 any license, order, regulation, or prohibition imposed
11 by the United States under the authority provided by
12 the International Emergency Economic Powers Act
13 (50 U.S.C. 1701 et seq.) or any other provision of
14 law, with respect to—

15 “(A) the Russian Federation;

16 “(B) the national emergency—

17 “(i) declared in Executive Order 13660
18 (50 U.S.C. 1701 note; relating to blocking
19 property of certain persons contributing to
20 the situation in Ukraine);

21 “(ii) expanded by—

22 “(I) Executive Order 13661 (50
23 U.S.C. 1701 note; relating to blocking
24 property of additional persons contrib-
25 uting to the situation in Ukraine); and

1 “(II) *Executive Order 13662 (50*
2 *U.S.C. 1701 note; relating to blocking*
3 *property of additional persons contrib-*
4 *uting to the situation in Ukraine); and*
5 “(iii) *relied on for additional steps*
6 *taken in Executive Order 13685 (50 U.S.C.*
7 *1701 note; relating to blocking property of*
8 *certain persons and prohibiting certain*
9 *transactions with respect to the Crimea re-*
10 *gion of Ukraine);*

11 “(C) *the national emergency, as it relates to*
12 *the Russian Federation—*

13 “(i) *declared in Executive Order 13694*
14 *(50 U.S.C. 1701 note; relating to blocking*
15 *the property of certain persons engaging in*
16 *significant malicious cyber-enabled activi-*
17 *ties); and*

18 “(ii) *relied on for additional steps*
19 *taken in Executive Order 13757 (50 U.S.C.*
20 *1701 note; relating to taking additional*
21 *steps to address the national emergency*
22 *with respect to significant malicious cyber-*
23 *enabled activities);*

24 “(D) *the national emergency—*

1 “(i) declared in Executive Order 14024
2 (50 U.S.C. 1701 note; relating to blocking
3 property with respect to specified harmful
4 foreign activities of the Government of the
5 Russian Federation);

6 “(ii) expanded by Executive Order
7 14066 (50 U.S.C. 1701 note; relating to
8 prohibiting certain imports and new invest-
9 ments with respect to continued Russian
10 Federation efforts to undermine the sov-
11 ereignty and territorial integrity of
12 Ukraine); and

13 “(iii) relied on for additional steps
14 taken in—

15 “(I) Executive Order 14039 (22
16 U.S.C. 9526 note; relating to blocking
17 property with respect to certain Rus-
18 sian energy export pipelines);

19 “(II) Executive Order 14068 (50
20 U.S.C. 1701 note; relating to prohib-
21 iting certain imports, exports, and new
22 investment with respect to continued
23 Russian Federation aggression); and

24 “(III) Executive Order 14071 (50
25 U.S.C. 1701 note; relating to prohib-

1 *iting new investment in and certain*
2 *services to the Russian Federation in*
3 *response to continued Russian Federa-*
4 *tion aggression); and*

5 *“(iv) which may be expanded or relied*
6 *on in future Executive orders; or*

7 *“(E) actions or policies that undermine the*
8 *democratic processes and institutions in Ukraine*
9 *or threaten the peace, security, stability, sov-*
10 *ereignty, or territorial integrity of Ukraine.*

11 *“(4) The term ‘Export Administration Regula-*
12 *tions’ has the meaning given that term in section*
13 *1742 of the Export Control Reform Act of 2018 (50*
14 *U.S.C. 4801).*

15 *“(5) The term ‘restricted parties list’ means any*
16 *of the following lists maintained by the Bureau of In-*
17 *dustry and Security:*

18 *“(A) The Entity List set forth in Supple-*
19 *ment No. 4 to part 744 of the Export Adminis-*
20 *tration Regulations.*

21 *“(B) The Denied Persons List maintained*
22 *pursuant to section 764.3(a)(2) of the Export*
23 *Administration Regulations.*

1 “(C) *The Unverified List set forth in Sup-*
2 *plement No. 6 to part 744 of the Export Admin-*
3 *istration Regulations.*”.

4 (b) *SEMIANNUAL REPORTS.*—*Such section is further*
5 *amended—*

6 (1) *by redesignating subsections (c) and (d) as*
7 *subsections (d) and (e), respectively; and*

8 (2) *by inserting after subsection (b) the fol-*
9 *lowing:*

10 “(c) *Not later than 180 days after the date of the enact-*
11 *ment of the Rebuilding Economic Prosperity and Oppor-*
12 *tunity for Ukrainians Act, and every 180 days thereafter,*
13 *the Secretary of State, in consultation with the Attorney*
14 *General and the Secretary of the Treasury, shall submit to*
15 *the appropriate congressional committees a report on*
16 *progress made in remediating the harms of Russian aggres-*
17 *sion toward Ukraine as a result of transfers made under*
18 *subsection (a).*”.

19 (c) *PLAN REQUIRED.*—

20 (1) *IN GENERAL.*—*Not later than 30 days after*
21 *the date of the enactment of this Act, the Attorney*
22 *General, in consultation with the Secretary of the*
23 *Treasury and the Secretary of State, shall submit to*
24 *the appropriate congressional committees a plan for*
25 *using the authority provided by section 1708 of the*

1 *Additional Ukraine Supplemental Appropriations*
2 *Act, 2023, as amended by this section.*

3 (2) *APPROPRIATE CONGRESSIONAL COMMITTEES*
4 *DEFINED.—In this section, the term “appropriate*
5 *congressional committees” has the meaning given that*
6 *term by section 1708 of the Additional Ukraine Sup-*
7 *plemental Appropriations Act, 2023, as amended by*
8 *this section.*

9 **SEC. 204. EXTENSIONS.**

10 (a) *Section 5(a) of the Elie Wiesel Genocide and Atroc-*
11 *ities Prevention Act of 2018 (Public Law 115–441; 132*
12 *Stat. 5587) is amended, in the matter preceding paragraph*
13 *(1), by striking “six years” and inserting “12 years”.*

14 (b) *Section 1287(j) of the National Defense Authoriza-*
15 *tion Act for Fiscal Year 2017 (Public Law 114–328; 22*
16 *U.S.C. 2656 note) is amended by striking “on the date that*
17 *is 8 years after the date of the enactment of this Act” and*
18 *inserting “on September 30, 2029”.*

19 **SEC. 205. RECOGNITION OF RUSSIAN ACTIONS IN UKRAINE**
20 **AS A GENOCIDE.**

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

22 (1) *The Russian Federation’s illegal, premedi-*
23 *tated, unprovoked, and brutal war against Ukraine*
24 *includes extensive, systematic, and flagrant atrocities*
25 *against the people of Ukraine.*

1 (2) *Article II of the Convention on the Preven-*
2 *tion and Punishment of the Crime of Genocide (in*
3 *this section referred to as the “Genocide Convention”),*
4 *adopted and opened for signature in 1948 and en-*
5 *tered into force in 1951, defines genocide as “any of*
6 *the following acts committed with intent to destroy,*
7 *in whole or in part, a national, ethnical, racial or re-*
8 *ligious group, as such: (a) Killing members of the*
9 *group; (b) Causing serious bodily or mental harm to*
10 *members of the group; (c) Deliberately inflicting on*
11 *the group conditions of life calculated to bring about*
12 *its physical destruction in whole or in part; (d) Im-*
13 *posing measures intended to prevent births within the*
14 *group; (e) Forcibly transferring children of the group*
15 *to another group”.*

16 (3) *On October 3, 2018, the Senate unanimously*
17 *agreed to Senate Resolution 435, 115th Congress,*
18 *which commemorated the 85th anniversary of the*
19 *Holodomor and “recognize[d] the findings of the Com-*
20 *mission on the Ukraine Famine as submitted to Con-*
21 *gress on April 22, 1988, including that ‘Joseph Stalin*
22 *and those around him committed genocide against the*
23 *Ukrainians in 1932–1933’”.*

24 (4) *Substantial and significant evidence docu-*
25 *ments widespread, systematic actions against the*

1 *Ukrainian people committed by Russian forces under*
2 *the direction of political leadership of the Russian*
3 *Federation that meet one or more of the criteria*
4 *under article II of the Genocide Convention, includ-*
5 *ing—*

6 *(A) killing members of the Ukrainian people*
7 *in mass atrocities through deliberate and regu-*
8 *larized murders of fleeing civilians and civilians*
9 *in passing as well as purposeful targeting of*
10 *homes, schools, hospitals, shelters, and other resi-*
11 *dential and civilian areas;*

12 *(B) causing serious bodily or mental harm*
13 *to members of the Ukrainian people by launch-*
14 *ing indiscriminate attacks against civilians and*
15 *civilian areas, conducting willful strikes on hu-*
16 *manitarian evacuation corridors, and employing*
17 *widespread and systematic sexual violence*
18 *against Ukrainian civilians, including women,*
19 *children, and men;*

20 *(C) deliberately inflicting upon the Ukrain-*
21 *ian people conditions of life calculated to bring*
22 *about their physical destruction in whole or in*
23 *part, including displacement due to annihilated*
24 *villages, towns, and cities left devoid of food,*
25 *water, shelter, electricity, and other basic neces-*

1 *sities, starvation caused by the destruction of*
2 *farmlands and agricultural equipment, the plac-*
3 *ing of Russian landmines across thousands of*
4 *acres of useable fields, and blocking the delivery*
5 *of humanitarian food aid;*

6 *(D) imposing measures intended to prevent*
7 *births among the Ukrainian people, dem-*
8 *onstrated by the Russian military's expansive*
9 *and direct targeting of maternity hospitals and*
10 *other medical facilities and systematic attacks*
11 *against residential and civilian areas as well as*
12 *humanitarian corridors intended to deprive*
13 *Ukrainians of safe havens within their own*
14 *country and the material conditions conducive to*
15 *childrearing; and*

16 *(E) forcibly mass transferring millions of*
17 *Ukrainian civilians, hundreds of thousands of*
18 *whom are children, to the Russian Federation or*
19 *territories controlled by the Russian Federation.*

20 *(5) The intent of the Russian Federation and*
21 *those acting on its behalf in favor of those heinous*
22 *crimes against humanity has been demonstrated*
23 *through frequent pronouncements and other forms of*
24 *official communication denying Ukrainian nation-*
25 *hood, including President Putin's ahistorical claims*

1 *that Ukraine is part of a “single whole” Russian na-*
2 *tion with “no historical basis” for being an inde-*
3 *pendent country.*

4 (6) *Some Russian soldiers and brigades accused*
5 *of committing war crimes in Bucha, Ukraine, and*
6 *elsewhere were rewarded with medals by President*
7 *Putin.*

8 (7) *The Russian state-owned media outlet RIA*
9 *Novosti published the article “What Should Russia do*
10 *with Ukraine”, which outlines “de-Nazification” as*
11 *meaning “de-Ukrainianization” or the destruction of*
12 *Ukraine and rejection of the “ethnic component” of*
13 *Ukraine.*

14 (8) *Article I of the Genocide Convention confirms*
15 *“that genocide, whether committed in time of peace or*
16 *in time of war, is a crime under international law*
17 *which [the Contracting Parties] undertake to prevent*
18 *and to punish”.*

19 (9) *Although additional documentation and*
20 *analysis of atrocities committed by the Russian Fed-*
21 *eration in Ukraine may be needed to punish those re-*
22 *sponsible, the substantial and significant documenta-*
23 *tion already undertaken, combined with statements*
24 *showing intent, compel urgent action to prevent fu-*
25 *ture acts of genocide.*

1 (10) *The Global Magnitsky Human Rights Ac-*
2 *countability Act (22 U.S.C. 10101 et seq.) authorizes*
3 *the President to impose economic sanctions on, and*
4 *deny entry into the United States to, foreign individ-*
5 *uals identified as engaging in gross violations of*
6 *internationally recognized human rights.*

7 (b) *SENSE OF THE SENATE.—It is the sense of the Sen-*
8 *ate that—*

9 (1) *those acting on behalf of the Russian Federa-*
10 *tion should be condemned for committing acts of geno-*
11 *cide against the Ukrainian people;*

12 (2) *the United States, in cooperation with allies*
13 *in the North Atlantic Treaty Organization and the*
14 *European Union, should undertake measures to sup-*
15 *port the Government of Ukraine to prevent acts of*
16 *Russian genocide against the Ukrainian people;*

17 (3) *tribunals and international criminal inves-*
18 *tigations should be supported to hold Russian polit-*
19 *ical leaders and military personnel to account for a*
20 *war of aggression, war crimes, crimes against human-*
21 *ity, and genocide; and*

22 (4) *the President should use the authorities*
23 *under the Global Magnitsky Human Rights Account-*
24 *ability Act (22 U.S.C. 10101 et seq.) to impose eco-*
25 *nomie sanctions on those responsible for, or complicit*

- 1 *in, genocide in Ukraine by the Russian Federation*
- 2 *and those acting on its behalf.*

Calendar No. 316

118TH CONGRESS
2^D Session

S. 2003

A BILL

To authorize the Secretary of State to provide additional assistance to Ukraine using assets confiscated from the Central Bank of the Russian Federation and other sovereign assets of the Russian Federation, and for other purposes.

JANUARY 30, 2024

Reported with an amendment