

**AMENDMENT IN THE NATURE OF A SUBSTITUTE  
TO H.R. 5532  
OFFERED BY MR. CONNOLLY OF VIRGINIA**

Strike all after the enacting clause and insert the following:

**1 SECTION 1. SHORT TITLE.**

2       This Act may be cited as the “Russia-North Korea  
3 Cooperation Sanctions Act”.

**4 SEC. 2. FINDINGS.**

5       Congress makes the following findings:

6           (1) On February 24, 2022, the Government of  
7 the Russian Federation, led by Vladimir Putin,  
8 launched an unprovoked, full-scale invasion of  
9 Ukraine.

10          (2) On September 13, 2023, the Supreme  
11 Leader of the Democratic People’s Republic of  
12 Korea (North Korea), Kim Jong Un, met with Rus-  
13 sian Federation President Vladimir Putin to discuss  
14 the transfer or sale of conventional arms to Russia  
15 to be used in invasion of Ukraine’s sovereign terri-  
16 tory in exchange for economic assistance and sup-  
17 port for North Korea’s space, nuclear, and missile  
18 programs.

1           (3) Kim Jong Un's trip to Russia will be his  
2 first known travel outside North Korea since the  
3 Covid-19 pandemic and subsequent lockdown of  
4 North Korea in early 2020.

5           (4) North Korea maintains an arsenal of artil-  
6 lery shells, rockets, and other conventional military  
7 equipment that it may provide to Russia.

8           (5) If Russia or Russian State-backed entities  
9 are acquiring arms and related materiel from North  
10 Korea, such actions would violate United Nations  
11 Security Council resolutions, which were supported  
12 by Russia to prohibit North Korea from exporting  
13 such items.

14           (6) On August 16, 2023, the Department of the  
15 Treasury imposed sanctions on three entities tied to  
16 a sanctions evasion network attempting to support  
17 arms deals between Russia and North Korea.

18           (7) In October 2023, the Administration stated  
19 that North Korea has sent over 1,000 containers of  
20 military equipment to Russia.

21           (8) In November 2023, North Korea launched  
22 a spy satellite for the first time and public reports  
23 indicate the Kim regime likely received help from  
24 Russia in doing so.

1 **SEC. 3. SANCTIONS.**

2 (a) IN GENERAL.—The President shall impose sanc-  
3 tions described in subsection (b) with respect to the fol-  
4 lowing:

5 (1) Any foreign person that is responsible for or  
6 facilitates the transfer or sale of arms or material  
7 support from North Korea to be used in Russia’s il-  
8 legal war in Ukraine.

9 (2) Any foreign person that knowingly imports,  
10 exports, or reexports to, into, or from North Korea  
11 any goods services or technology for weapons that  
12 may be used by Russian forces or their proxies in  
13 Russia’s illegal war in Ukraine.

14 (3) Any foreign financial institution that know-  
15 ingly facilitates a significant transaction or provides  
16 significant financial services for a foreign person de-  
17 scribed in paragraph (1) or (2).

18 (4) Any foreign person that engages in a sig-  
19 nificant transaction related to the transfer or sale of  
20 arms or material support with a foreign person de-  
21 scribed in paragraph (1) or (2) or foreign financial  
22 institution described in paragraph (3).

23 (5) Any foreign person assisting in the logistical  
24 supply and movement of North Korean arms or ma-  
25 terial support to be used in Russia’s illegal war in  
26 Ukraine.

1           (6) Any foreign person or entity that is respon-  
2           sible for or facilitates the provision of economic as-  
3           sistance and technical support to North Korea's  
4           space, nuclear, or ballistic missile programs.

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

7           (1) BLOCKING OF PROPERTY.—Notwith-  
8           standing the requirements of section 202 of the  
9           International Emergency Economic Powers Act (50  
10          U.S.C. 1701), the President may exercise of all pow-  
11          ers granted to the President by that Act to the ex-  
12          tent necessary to block and prohibit all transactions  
13          in all property and interests in property of the for-  
14          eign person if such property and interests in prop-  
15          erty are in the United States, come within the  
16          United States, or are or come within the possession  
17          or control of a United States person.

18          (2) VISAS, ADMISSION, OR PAROLE.—

19                 (A) IN GENERAL.—An alien who the Sec-  
20                 retary of State or the Secretary of Homeland  
21                 Security (or a designee of one of such Secre-  
22                 taries) knows, or has reason to believe, is de-  
23                 scribed in subsection (a) is—

24                         (i) inadmissible to the United States;

1 (ii) ineligible for a visa or other docu-  
2 mentation to enter the United States; and

3 (iii) otherwise ineligible to be admitted  
4 or paroled into the United States or to re-  
5 ceive any other benefit under the Immigra-  
6 tion and Nationality Act (8 U.S.C. 1101 et  
7 seq.).

8 (B) CURRENT VISAS REVOKED.—

9 (i) IN GENERAL.—The issuing con-  
10 sular officer, the Secretary of State, or the  
11 Secretary of Homeland Security (or a des-  
12 ignee of one of such Secretaries) shall, in  
13 accordance with section 221(i) of the Im-  
14 migration and Nationality Act (8 U.S.C.  
15 1201(i)), revoke any visa or other entry  
16 documentation issued to an alien described  
17 in subparagraph (A) regardless of when  
18 the visa or other entry documentation is  
19 issued.

20 (ii) EFFECT OF REVOCATION.—A rev-  
21 ocation under clause (i)—

22 (I) shall take effect immediately;

23 and

24 (II) shall automatically cancel  
25 any other valid visa or entry docu-

1                   mentation that is in the alien’s pos-  
2                   session.

3           (c) IMPLEMENTATION; PENALTIES.—

4                   (1) IMPLEMENTATION.—The President may ex-  
5                   ercise all authorities provided to the President under  
6                   sections 203 and 205 of the International Emer-  
7                   gency Economic Powers Act (50 U.S.C. 1702 and  
8                   1704) to carry out this section.

9                   (2) PENALTIES.—The penalties provided for in  
10                   subsections (b) and (c) of section 206 of the Inter-  
11                   national Emergency Economic Powers Act (50  
12                   U.S.C. 1705) shall apply to a person that violates,  
13                   attempts to violate, conspires to violate, or causes a  
14                   violation of regulations promulgated to carry out  
15                   this section to the same extent that such penalties  
16                   apply to a person that commits an unlawful act de-  
17                   scribed in section 206(a) of that Act.

18                   (d) WAIVER.—The President may waive the applica-  
19                   tion of sanctions imposed with respect to a foreign person  
20                   or foreign financial institution under this section if the  
21                   President certifies to the appropriate congressional com-  
22                   mittees not later than 15 days before such waiver is to  
23                   take effect that the waiver is vital to the national security  
24                   interests of the United States.

1 (e) EXCEPTION FOR HUMANITARIAN ASSISTANCE.—

2 An internationally recognized humanitarian organization  
3 shall not be subject to sanctions under this section with  
4 respect to—

5 (1) engaging in a financial transaction relating  
6 to humanitarian assistance or for humanitarian pur-  
7 poses pursuant to a waiver issued under subsection  
8 (d);

9 (2) transporting goods or services that are nec-  
10 essary to carry out operations relating to humani-  
11 tarian assistance or humanitarian purposes pursuant  
12 to such a waiver issued under subsection (d); or

13 (3) having merely incidental contact, in the  
14 course of providing humanitarian assistance or aid  
15 for humanitarian purposes pursuant to a waiver  
16 issued under subsection (d) with individuals who are  
17 under the control of a foreign person subject to  
18 sanctions under this section.

19 **SEC. 4. EXPANSION OF NORTH KOREA SANCTIONS AND**  
20 **POLICY ENHANCEMENT ACT OF 2016.**

21 The North Korea Sanctions and Policy Enhancement  
22 Act of 2016 is amended as follows:

23 (1) In section 401(a) (22 U.S.C. 9251(a))—

24 (A) in paragraph (5), by striking “and” at  
25 the end;

1 (B) in paragraph (6), by striking the pe-  
2 riod at the end and inserting “; and”; and

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

4 “(7) halting material support (as such term is  
5 defined in section 6 of the Russia-North Korea Co-  
6 operation Sanctions Act) for Russia’s illegal war in  
7 Ukraine.”.

8 (2) In section 402(2) (22 U.S.C. 9252(2))—

9 (A) in subparagraph (D), by striking  
10 “and” at the end;

11 (B) in subparagraph (E)(ii), by striking  
12 the period at the end and inserting “; and”;  
13 and

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

15 “(F) halting material support (as such  
16 term is defined in section 6 of the Russia-North  
17 Korea Cooperation Sanctions Act) for Russia’s  
18 illegal war in Ukraine.”.

19 **SEC. 5. REPORT.**

20 (a) IN GENERAL.—Not later than 90 days after the  
21 date of the enactment of this Act, and every 180 days  
22 thereafter, the President shall submit to the appropriate  
23 congressional committees a report that describes signifi-  
24 cant activities by the Democratic People’s Republic of



1 Korea to support the Russian Federation and its proxies  
2 in Russia's illegal war in Ukraine.

3 (b) MATTERS TO BE INCLUDED.—The report re-  
4 quired by this section shall include the following:

5 (1) The identity and nationality of foreign per-  
6 sons and foreign financial institutions that are sub-  
7 ject to sanctions under section 3.

8 (2) A description of the conduct engaged in by  
9 such persons and institutions.

10 (3) An assessment of the extent to which a for-  
11 eign government has provided material support to  
12 the Government of North Korea or any person act-  
13 ing for or on behalf of that Government to conduct  
14 significant activities to materially support Russia's  
15 illegal war in Ukraine.

16 (4) A United States strategy to counter North  
17 Korea's efforts to conduct significant activities to  
18 support Russia's war in Ukraine, that includes ef-  
19 forts to engage foreign governments to halt the ca-  
20 pability of the Government of North Korea and per-  
21 sons acting for or on behalf of that Government to  
22 conduct significant activities supporting Russia's il-  
23 legal war in Ukraine.

1 (c) FORM.—The report required by this section shall  
2 be submitted in unclassified form, but may include a clas-  
3 sified annex.

4 **SEC. 6. DEFINITIONS.**

5 In this Act:

6 (1) APPROPRIATE CONGRESSIONAL COMMIT-  
7 TEES.—The term “appropriate congressional com-  
8 mittees” means the Committee on Foreign Affairs of  
9 the House of Representatives and the Committee on  
10 Foreign Relations of the Senate.

11 (2) FOREIGN FINANCIAL INSTITUTION.—The  
12 term “foreign financial institution”—

13 (A) has the meaning given that term in  
14 section 1010.605 of title 31, Code of Federal  
15 Regulations; and

16 (B) includes a foreign central bank.

17 (3) MATERIAL SUPPORT.—The term “material  
18 support” has the meaning given the term “material  
19 support or resources” in section 2339A of title 18,  
20 United States Code.

