

AMENDMENT TO H.R. 5300
OFFERED BY MR. WILSON OF SOUTH CAROLINA

Add at the end the following:

1 TITLE VIII—MEGOBARI ACT

2 SEC. 801. SHORT TITLE.

3 This title may be cited as the “Mobilizing and En-
4 hancing Georgia’s Options for Building Accountability,
5 Resilience, and Independence Act” or the “MEGOBARI
6 Act”.

7 SEC. 802. DEFINITIONS.

8 In this title:

9 (1) APPROPRIATE CONGRESSIONAL COMMIT-
10 TEES.—The term “appropriate congressional com-
11 mittees” means—

12 (A) the Committee on Foreign Relations of
13 the Senate;

14 (B) the Committee on Appropriations of
15 the Senate;

16 (C) the Committee on Foreign Affairs of
17 the House of Representatives; and

18 (D) the Committee on Appropriations of
19 the House of Representatives.

1 (2) NATO.—The term “NATO” means the
2 North Atlantic Treaty Organization.

3 (3) SECRETARY.—The term “Secretary” means
4 the Secretary of State.

5 **SEC. 803. REPORTS AND BRIEFINGS.**

6 (a) REPORT ON RUSSIAN INTELLIGENCE ASSETS IN
7 GEORGIA.—

8 (1) IN GENERAL.—Not later than 180 days
9 after the date of the enactment of this Act, the Sec-
10 retary, in coordination with the Director of National
11 Intelligence and the Secretary of Defense, shall sub-
12 mit to the appropriate committees of Congress a
13 classified report, prepared consistent with the pro-
14 tection of sources and methods and executive privi-
15 lege, examining the penetration of Russian intel-
16 ligence elements and their assets in Georgia, that in-
17 cludes an annex examining Chinese influence and
18 the potential intersection of Russian-Chinese co-
19 operation in Georgia.

20 (2) APPROPRIATE COMMITTEES OF CON-
21 GRESS.—In this section, the term “appropriate com-
22 mittees of Congress” means—

23 (A) the Committee on Foreign Relations of
24 the Senate, the Select Committee on Intel-

1 ligence of the Senate, and the Committee on
2 Armed Services of the Senate; and

3 (B) the Committee on Foreign Affairs of
4 the House of Representatives, the Permanent
5 Select Committee on Intelligence of the House
6 of Representatives, and the Committee on
7 Armed Services of the House of Representa-
8 tives.

9 (b) 5-YEAR UNITED STATES STRATEGY FOR BILAT-
10 ERAL RELATIONS WITH GEORGIA.—

11 (1) IN GENERAL.—Not later than 180 days
12 after the date of the enactment of this Act, the Sec-
13 retary and the Administrator of the United States
14 Agency for International Development, in coordina-
15 tion with the heads of other relevant Federal depart-
16 ments and agencies, shall submit consistent with ex-
17 ecutive privilege to the appropriate congressional
18 committees a detailed strategy that—

19 (A) outlines specific objectives for enhanc-
20 ing bilateral ties which reflect the current do-
21 mestic political environment in Georgia;

22 (B) includes a determination of the tools,
23 resources, and funding that should be available
24 to achieve the objectives outlined pursuant to
25 paragraph (1);

1 (C) includes a determination of the extent
2 to which the United States should continue to
3 invest in its partnership with Georgia;

4 (D) includes a plan for how the United
5 States can continue to support civil society and
6 independent media organizations in Georgia;
7 and

8 (E) includes a determination whether the
9 Government of Georgia remains committed to
10 expanding trade ties with the United States and
11 Europe and whether the United States Govern-
12 ment should continue to invest in Georgian
13 projects.

14 (2) FORM.—The report required by paragraph
15 (1) shall be submitted in unclassified form, with a
16 classified annex.

17 **SEC. 804. COERCIVE MEASURES.**

18 (a) DEFINITIONS.—In this section:

19 (1) ADMISSION; ADMITTED; ALIEN.—The terms
20 “admission”, “admitted”, and “alien” have the
21 meanings given such terms in section 101 of the Im-
22 migration and Nationality Act (8 U.S.C. 1101).

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

1 (A) the Committee on Foreign Relations of
2 the Senate;

3 (B) the Committee on Banking, Housing,
4 and Urban Affairs of the Senate;

5 (C) the Committee on the Judiciary of the
6 Senate;

7 (D) the Committee on Foreign Affairs of
8 the House of Representatives;

9 (E) the Committee on the Judiciary of the
10 House of Representatives; and

11 (F) the Committee on Financial Services
12 of the House of Representatives.

13 (3) FOREIGN PERSON.—The term “foreign per-
14 son” means any individual or entity that is not a
15 United States person.

16 (4) IMMEDIATE FAMILY MEMBERS.—The term
17 “immediate family members” has the meaning given
18 the term “immediate relatives” in section
19 201(b)(2)(A)(i) of the Immigration and Nationality
20 Act (8 U.S.C. 1201(b)(2)(A)(i)).

21 (5) KNOWINGLY.—The term “knowingly”, with
22 respect to conduct, a circumstance, or a result,
23 means that a person has actual knowledge, or should
24 have known, of the conduct, the circumstance, or the
25 result.

1 (6) UNITES STATES PERSON.—The term
2 “United States person” means—

3 (A) a United States citizen or an alien law-
4 fully admitted for permanent residence to the
5 United States;

6 (B) an entity organized under the laws of
7 the United States or any jurisdiction within the
8 United States, including a foreign branch of
9 such an entity; or

10 (C) any person within the United States.

11 (b) INADMISSIBILITY OF OFFICIALS OF GOVERN-
12 MENT OF GEORGIA AND CERTAIN OTHER INDIVIDUALS
13 INVOLVED IN BLOCKING EURO-ATLANTIC INTEGRA-
14 TION.—

15 (1) IN GENERAL.—Not later than 180 days
16 after the date of the enactment of this Act, the
17 President shall determine whether each of the fol-
18 lowing foreign persons has knowingly engaged in sig-
19 nificant acts of corruption, or acts of violence or in-
20 timidation in relation to the blocking of Euro-Atlan-
21 tic integration in Georgia:

22 (A) Any individual who, on or after Janu-
23 ary 1, 2014, has served as a member of the
24 Parliament of the Government of Georgia or as

1 a current or former senior official of a Georgian
2 political party.

3 (B) Any individual who is serving as an of-
4 ficial in a leadership position working on behalf
5 of the Government of Georgia, including law en-
6 forcement, intelligence, judicial, or local or mu-
7 nicipal government.

8 (C) An immediate family member of an of-
9 ficial described in subparagraph (A) or a person
10 described in subparagraph (B) who benefitted
11 from the conduct of such official or person.

12 (2) SANCTIONS.—The President shall impose
13 the sanctions described in subsection (d)(2) with re-
14 spect to each foreign person with respect to which
15 the President has made an affirmative decision
16 under paragraph (1).

17 (3) BRIEFING.—Not later than 180 days after
18 the date of the enactment of this Act, the Secretary
19 shall brief the appropriate committees of Congress
20 with respect to—

21 (A) any foreign person with respect to
22 which the President has made an affirmative
23 determination under paragraph (1); and

24 (B) the specific facts that justify each such
25 affirmative determination.

1 (4) WAIVER.—The President may waive imposi-
2 tion of sanctions under this subsection on a case-by-
3 case basis if the President determines and reports to
4 the appropriate committees of Congress that—

5 (A) such waiver would serve national secu-
6 rity interests; or

7 (B) the circumstances which caused the in-
8 dividual to be ineligible have sufficiently
9 changed.

10 (c) SANCTIONS WITH RESPECT TO GEORGIA.—The
11 President should evaluate whether there are foreign per-
12 sons who, on or after the date of the enactment of this
13 Act, have engaged in significant corruption in Georgia or
14 acts that are intended to undermine the peace, security,
15 stability, sovereignty, or territorial integrity of Georgia for
16 the purposes of potential imposition of sanctions pursuant
17 to powers granted to the President under the International
18 Emergency Economic Powers Act (50 U.S.C. 1701 et
19 seq.).

20 (d) WAIVER.—The President may waive the applica-
21 tion of sanctions under this section with respect to a for-
22 eign person if the President determines that the waiver
23 is in the national interest of the United States.

24 (e) EXCEPTIONS.—

25 (1) DEFINITIONS.—In this subsection:

1 (A) AGRICULTURAL COMMODITY.—The
2 term “agricultural commodity” has the meaning
3 given such term in section 102 of the Agricul-
4 tural Trade Act of 1978 (7 U.S.C. 5602).

5 (B) GOOD.—The term “good” means any
6 article, natural or man-made substance, mate-
7 rial, supply, or manufactured product, including
8 inspection and test equipment and excluding
9 technical data.

10 (C) MEDICAL DEVICE.—The term “medical
11 device” has the meaning given the term “de-
12 vice” in section 201 of the Federal Food, Drug,
13 and Cosmetic Act (21 U.S.C. 321).

14 (D) MEDICINE.—The term “medicine” has
15 the meaning given the term “drug” in section
16 201 of the Federal Food, Drug, and Cosmetic
17 Act (21 U.S.C. 321).

18 (2) EXCEPTIONS.—

19 (A) EXCEPTION RELATING TO INTEL-
20 LIGENCE ACTIVITIES.—Sanctions under this
21 section shall not apply to—

22 (i) any activity subject to the report-
23 ing requirements under title V of the Na-
24 tional Security Act of 1947 (50 U.S.C.
25 3091 et seq.); or

1 (ii) any authorized intelligence activi-
2 ties of the United States.

3 (B) EXCEPTION TO COMPLY WITH INTER-
4 NATIONAL OBLIGATIONS.—Sanctions under this
5 section shall not apply with respect to a foreign
6 person if admitting or paroling the person into
7 the United States is necessary to permit the
8 United States to comply with the Agreement re-
9 garding the Headquarters of the United Na-
10 tions, signed at Lake Success June 26, 1947,
11 and entered into force November 21, 1947, be-
12 tween the United Nations and the United
13 States, or other applicable international obliga-
14 tions.

15 (C) LAW ENFORCEMENT EXCEPTION.—
16 Sanctions under this section shall not apply
17 with respect to a foreign person if admitting or
18 paroling the foreign person into the United
19 States is necessary to carry out or assist law
20 enforcement activity in the United States.

21 (D) HUMANITARIAN ASSISTANCE.—Sanc-
22 tions under this section shall not apply to—

23 (i) the conduct or facilitation of a
24 transaction for the provision of agricultural
25 commodities, food, medicine, medical de-

1 vices, or humanitarian assistance, or for
2 humanitarian purposes; or
3 (ii) transactions that are necessary
4 for, or related to, the activities described in
5 paragraph (1).

6 **SEC. 805. ADDITIONAL ASSISTANCE WITH RESPECT TO**
7 **GEORGIA.**

8 (a) IN GENERAL.—Upon submission to Congress of
9 the certification described in subsection (c)—

10 (1) the Secretary, in consultation with other
11 heads of other relevant Federal departments and
12 agencies, should seek to further enhance people-to-
13 people contacts and academic exchanges and law en-
14 forcement and technical assistance between the
15 United States and Georgia; and

16 (2) the President, in consultation with the Sec-
17 retary and the Secretary of Defense, should main-
18 tain, and as appropriate, expand military co-oper-
19 ation with Georgia, including by providing further
20 security and defense equipment ideally suited for
21 territorial defense against Russian aggression and
22 related training, maintenance, and operations sup-
23 port elements.

24 (b) SENSE OF CONGRESS.—It is the sense of Con-
25 gress that, after the submission of the certification de-

1 scribed in subsection (c) should the Georgian government
2 take steps to re-align itself with its Euro-Atlantic agenda,
3 including significant changes to the foreign influence law
4 and related laws, including laws meant to censor media
5 or political opponents, the President should take steps to
6 improve the bilateral relationship between the United
7 States and Georgia, including actions to bolster Georgia's
8 ability to deter threats from Russia and other malign ac-
9 tors.

10 (c) CERTIFICATION DESCRIBED.—The certification
11 described in this subsection is a certification submitted to
12 Congress by the President that Georgia has shown signifi-
13 cant and sustained progress towards reinvigorating its de-
14 mocracy and advancing its Euro-Atlantic integration.

15 **SEC. 806. SUNSET.**

16 This title shall cease to have any force or effect begin-
17 ning on the date that is 5 years after the date of the enact-
18 ment of this Act.

