

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 9087
OFFERED BY MR. MOYLAN OF GUAM**

Add at the end the following:

1 **SEC. __. TARGETING ILLICIT DISRUPTION AND ENCROACH-**
2 **MENT IN SEAS (“TIDES”) ACT OF 2025.**

3 (a) IN GENERAL.—On and after the date that is 90
4 days after the date of the enactment of this Act, the Presi-
5 dent may impose the sanctions described in subsection (b)
6 with respect to any foreign adversary entity that the Presi-
7 dent determines—

8 (1) has materially contributed to, engaged in,
9 or provided significant direct or indirect support
10 for—

11 (A) the maritime militia of a foreign adver-
12 sary;

13 (B) the provision of logistical support to
14 such a militia, including provision of at-sea or
15 at-port refueling or any other on-shore services,
16 such as repair and servicing;

17 (C) the construction of vessels used by
18 such a militia;

1 (D) the direction or control of such a mili-
2 tia, including directing activities that inhibit or
3 coerce another country from protecting its sov-
4 ereign rights or access to vessels or territory
5 under its control; or

6 (E) other activities that may support, sus-
7 tain, or enable the activities of such a militia;
8 or

9 (2) has materially assisted, sponsored, or pro-
10 vided financial, material, or technological support
11 for, or goods or services to, or in support of, any
12 person subject to sanctions pursuant to paragraph
13 (1).

14 (b) SANCTIONS DESCRIBED.—The sanctions de-
15 scribed in this subsection are, notwithstanding section 202
16 of the International Emergency Economic Powers Act (50
17 U.S.C. 1701), the exercise of the authorities provided to
18 the President under that Act (50 U.S.C. 1701 et seq.)
19 to the extent necessary to block and prohibit all trans-
20 actions in property and interests in property of a foreign
21 adversary entity subject to subsection (a) if such property
22 or interests in property are in the United States, come
23 within the United States, or are or come within the posses-
24 sion or control of a United States person.

25 (c) EXCEPTIONS.—

1 (1) EXCEPTION FOR INTELLIGENCE, LAW EN-
2 FORCEMENT, AND NATIONAL SECURITY ACTIVI-
3 TIES.—Sanctions under this section shall not apply
4 to any authorized intelligence, law enforcement, or
5 national security activities of the United States.

6 (2) EXCEPTION RELATING TO IMPORTATION OF
7 GOODS.—

8 (A) IN GENERAL.—The authority to im-
9 pose sanctions under this section shall not in-
10 clude the authority to impose sanctions on the
11 importation of goods.

12 (B) GOOD DEFINED.—In this paragraph,
13 the term “good” means any article, natural or
14 manmade substance, material, supply, or manu-
15 factured product, including inspection and test
16 equipment and excluding technical data.

17 (d) WAIVER.—The President may waive the applica-
18 tion of sanctions under this section with respect to a for-
19 eign adversary entity if the President determines and re-
20 ports to Congress that such a waiver is in the national
21 interests of the United States.

22 (e) IMPLEMENTATION; PENALTIES.—

23 (1) IMPLEMENTATION.—The President may ex-
24 ercise the authorities provided to the President
25 under sections 203 and 205 of the International

1 Emergency Economic Powers Act (50 U.S.C. 1702
2 and 1704) to the extent necessary to carry out this
3 section.

4 (2) PENALTIES.—A person that violates, at-
5 tempts to violate, conspires to violate, or causes a
6 violation of subsection (d) or any regulation, license,
7 or order issued to carry out that subsection shall be
8 subject to the penalties set forth in subsections (b)
9 and (c) of section 206 of the International Emer-
10 gency Economic Powers Act (50 U.S.C. 1705) to the
11 same extent as a person that commits an unlawful
12 act described in subsection (a) of that section.

13 (f) ENGAGEMENT WITH ALLIES AND PARTNERS
14 WITH RESPECT TO MARITIME MILITIA OF PEOPLE’S RE-
15 PUBLIC OF CHINA.—Not later than 180 days after the
16 date of the enactment of this Act, the Secretary of State
17 should submit to the appropriate congressional committees
18 a report on the efforts of the United States to engage with
19 foreign allies and partners with territorial or security in-
20 terests in the South China Sea, East China Sea, Phil-
21 ippine Sea, and other maritime areas of interest to coordi-
22 nate efforts to counter malign activities of the maritime
23 militia of the People’s Republic of China.

24 (g) DEFINITIONS.—In this section:

1 (1) APPROPRIATE CONGRESSIONAL COMMIT-
2 TEES.—The term “appropriate congressional com-
3 mittees” 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 of
8 the House of Representatives.

9 (2) FOREIGN ADVERSARY.—The term “foreign
10 adversary” means a country specified in section
11 791.4(a) of title 15, Code of Federal Regulations.

12 (3) FOREIGN ADVERSARY ENTITY.—The term
13 “foreign adversary entity” means an entity orga-
14 nized under the laws of or otherwise subject to the
15 jurisdiction of a foreign adversary.

16 (4) MARITIME MILITIA.—The term “maritime
17 militia” means an organized civilian force that—

18 (A) operates primarily in maritime do-
19 mains, including coastal waters, exclusive eco-
20 nomic zones, and international waters, and may
21 use a variety of vessels, including fishing boats,
22 trawlers, and other commercial vessels;

23 (B) is acting under the authority of, or is
24 funded by, the government of a country; or

1 (C) is equipped and trained for the pur-
2 pose of supporting and advancing the geo-
3 political or strategic objectives of that govern-
4 ment, including asserting territorial claims,
5 safeguarding maritime interests of that country,
6 and conducting activities such as surveillance,
7 reconnaissance, intelligence gathering, and
8 logistical support, and may engage in coordi-
9 nated activities with naval and other military
10 forces of that country.

11 (5) PERSON.—The term “person” means an in-
12 dividual or entity.

13 (6) UNITED STATES PERSON.—The term
14 “United States person” means—

15 (A) a United States citizen or an alien law-
16 fully admitted for permanent residence to the
17 United States;

18 (B) an entity organized under the laws of
19 the United States or any jurisdiction within the
20 United States, including a foreign branch of
21 such an entity; or

22 (C) any person located in the United
23 States.

