

Suspend the Rules and Pass the Bill, H.R. 6930, with an Amendment

(The amendment strikes all after the enacting clause and inserts a new text)

117TH CONGRESS
2^D SESSION

H. R. 6930

To authorize the confiscation of assets subject to United States jurisdiction of certain foreign persons, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 3, 2022

Mr. MALINOWSKI (for himself, Mr. WILSON of South Carolina, Ms. SPANBERGER, Mr. MELJER, Mr. COHEN, Mr. BANKS, Ms. WILD, Mrs. KIM of California, Mr. KILDEE, and Mr. CURTIS) introduced the following bill; which was referred to the Committee on Foreign Affairs

A BILL

To authorize the confiscation of assets subject to United States jurisdiction of certain foreign persons, 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.**

4 This Act may be cited as the “Asset Seizure for
5 Ukraine Reconstruction Act”.

1 **SEC. 2. SENSE OF CONGRESS.**

2 It is the sense of Congress as follows:

3 (1) The President should take all constitutional
4 steps to seize and confiscate assets under the juris-
5 diction of the United States of foreign persons
6 whose wealth is derived in part through corruption
7 linked to or political support for the regime of Rus-
8 sian President Vladimir Putin and with respect to
9 which the President has imposed sanctions.

10 (2) The President, by means of instructions, li-
11 censes, or other regulations as may be promulgated
12 and in a manner consistent with due process of law,
13 should confiscate any property or accounts subject to
14 the jurisdiction of the United States, valued over
15 \$2,000,000, and belonging to Russian energy com-
16 panies or to foreign persons whose wealth is derived
17 in part through corruption linked to or political sup-
18 port for the regime of Russian President Vladimir
19 Putin and with respect to which the President has
20 imposed sanctions.

21 (3) All rights, title, and interest in any property
22 so confiscated should vest, upon the terms directed
23 by the President, in such agency or person as the
24 President may designate from time to time, and
25 upon such terms and conditions as the President
26 may prescribe.

1 (4) Such interest or property should be held,
2 used, administered, liquidated, or sold, by such
3 agency or person and such designated agency or per-
4 son should perform any and all acts incident to the
5 accomplishment or furtherance of these purposes.

6 (5) The President should use all liquidated
7 funds for the benefit of the people of Ukraine, in-
8 cluding for the following:

9 (A) Post-conflict reconstruction in
10 Ukraine.

11 (B) Humanitarian assistance.

12 (C) United States government assistance
13 provided to the security forces of the govern-
14 ment of Ukraine.

15 (D) Provisions to support refugees and ref-
16 ugee resettlement in neighboring countries and
17 in the United States.

18 (E) Technology items and services to en-
19 sure the free flow of information to the Ukrain-
20 ian people in Ukraine, including items to
21 counter internet censorship by Russian authori-
22 ties, to circumvent efforts to shut down internet
23 or communication services by Russian authori-
24 ties and bolster the cybersecurity capabilities of

1 Ukrainian Government or non-governmental or-
2 ganizations.

3 (F) Humanitarian and development assist-
4 ance for the Russian people, including democ-
5 racy and human rights programming and moni-
6 toring.

7 **SEC. 3. INTERAGENCY WORKING GROUP.**

8 The President shall establish an interagency working
9 group, which shall be headed by the Secretary of State,
10 to determine the constitutional mechanisms through which
11 the President can take steps to seize and confiscate assets
12 under the jurisdiction of the United States of foreign per-
13 sons whose wealth is derived in part through corruption
14 linked to or political support for the regime of Russian
15 President Vladimir Putin and with respect to which the
16 President has imposed sanctions.

17 **SEC. 4. REPORT ON STEPS AND AUTHORITIES.**

18 Not later than 60 days after the date of the enact-
19 ment of this Act, the Secretary of State, on behalf of the
20 interagency working group, shall submit to the Committee
21 on Foreign Affairs of the House of Representatives and
22 the Committee on Foreign Relations of the Senate a re-
23 port about the steps taken by the interagency working
24 group to accomplish the steps laid out in section 2, a re-
25 port that includes any recommendations to impose addi-

1 tional energy-related sanctions on the Government of Rus-
2 sia, and a report on any additional authorities the Presi-
3 dent needs to take such steps.

4 **SEC. 5. EXPANSION OF SANCTIONS WITH RESPECT TO MEM-**
5 **BERS OF THE RUSSIAN PARLIAMENT.**

6 Not later than 30 days after the date of the enact-
7 ment of this Act, the President shall—

8 (1) in addition to the sanctions imposed pursu-
9 ant to Executive Order 14024 (86 Fed. Reg. 73; re-
10 lating to blocking property with respect to specified
11 harmful foreign activities of the Government of the
12 Russian Federation), imposing sanctions on 328
13 members of the Russian State Duma, determine
14 whether or not the remaining members of the Duma
15 and the Russian Federation Council, which includes
16 officials who may be involved in corrupt and other
17 sanctionable activities, who voted on February 22,
18 2022, to recognize the Donetsk People’s Republic
19 (DPR) and the Luhansk People’s Republic (LPR),
20 as well as the Russian Federation Council in its en-
21 tirety, shall be subject to sanctions under the such
22 Executive Order; and

23 (2) submit to the Committee on Foreign Affairs
24 of the House of Representatives and the Committee
25 on Foreign Relations of the Senate a report, which

1 may be submitted in classified form if necessary,
2 that contains such determination and, if such deter-
3 mination is not to impose such additional sanctions,
4 a justification therefor.

5 **SEC. 6. DETERMINATION OF BUDGETARY EFFECTS.**

6 The budgetary effects of this Act, for the purpose of
7 complying with the Statutory Pay-As-You-Go Act of 2010,
8 shall be determined by reference to the latest statement
9 titled “Budgetary Effects of PAYGO Legislation” for this
10 Act, submitted for printing in the Congressional Record
11 by the Chairman of the House Budget Committee, pro-
12 vided that such statement has been submitted prior to the
13 vote on passage.