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(Original Signature of Member)

114TH CONGRESS
2D SESSION

H. R.

To halt the wholesale slaughter of the Syrian people, encourage a negotiated political settlement, and hold Syrian human rights abusers accountable for their crimes.

IN THE HOUSE OF REPRESENTATIVES

Mr. ENGEL introduced the following bill; which was referred to the Committee on _____

A BILL

To halt the wholesale slaughter of the Syrian people, encourage a negotiated political settlement, and hold Syrian human rights abusers accountable for their crimes.

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 AND TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Caesar Syria Civilian Protection Act of 2016”.

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

Sec. 1. Short title and table of contents.

- Sec. 2. Findings.
- Sec. 3. Sense of Congress.
- Sec. 4. Statement of policy.

TITLE I—ADDITIONAL ACTIONS IN CONNECTION WITH THE
NATIONAL EMERGENCY WITH RESPECT TO SYRIA

- Sec. 101. Sanctions with respect to Central Bank of Syria and foreign persons that engage in certain transactions.
- Sec. 102. Prohibitions with respect to the transfer of arms and related materials to Syria.
- Sec. 103. Rule of construction.

TITLE II—AMENDMENTS TO SYRIA HUMAN RIGHTS
ACCOUNTABILITY ACT OF 2012

- Sec. 201. Imposition of sanctions with respect to certain persons who are responsible for or complicit in human rights abuses committed against citizens of Syria or their family members.
- Sec. 202. Imposition of sanctions with respect to the transfer of goods or technologies to Syria that are likely to be used to commit human rights abuses.

TITLE III—REPORTS AND WAIVER FOR HUMANITARIAN-RELATED
ACTIVITIES WITH RESPECT TO SYRIA

- Sec. 301. Report on monitoring and evaluating of ongoing assistance programs in Syria and to the Syrian people.
- Sec. 302. Updated list of persons who are responsible for human rights violations in Syria.
- Sec. 303. Assessment of potential effectiveness of and requirements for the establishment of safe zones or a no-fly zone in Syria.
- Sec. 304. Assistance to support entities taking actions relating to gathering evidence for investigations into war crimes or crimes against humanity in Syria since March 2011.

TITLE IV—SUSPENSION OF SANCTIONS WITH RESPECT TO SYRIA

- Sec. 401. Suspension of sanctions with respect to Syria.
- Sec. 402. Waivers and exemptions.

TITLE V—REGULATORY AUTHORITY AND SUNSET

- Sec. 501. Regulatory authority.
- Sec. 502. Sunset.

1 SEC. 2. FINDINGS.

2 Congress finds the following:

- 3** (1) Over 14,000,000 Syrians have become refu-
- 4** gees or internally displaced persons over the last five
- 5** years.

1 (2) The Syrian Observatory for Human Rights
2 has reported that since 2012, over 60,000 Syrians,
3 including children, have died in Syrian prisons.

4 (3) In July 2014, the Committee on Foreign
5 Affairs of the House of Representatives heard testi-
6 mony from a former Syrian military photographer,
7 alias “Caesar”, who fled Syria and smuggled out
8 thousands of photos of tortured bodies. In testi-
9 mony, Caesar said, “I have seen horrendous pictures
10 of bodies of people who had tremendous amounts of
11 torture, deep wounds and burns and strangulation.”.

12 (4) The Assad regime has repeatedly blocked ci-
13 vilian access to or diverted humanitarian assistance,
14 including medical supplies, to besieged and hard-to-
15 reach areas, in violation of United Nations Security
16 Council resolutions.

17 (5) The course of the Syrian transition and its
18 future leadership may depend on what the United
19 States and its partners do now to save Syrian lives,
20 alleviate suffering, and help Syrians determine their
21 own future.

22 **SEC. 3. SENSE OF CONGRESS.**

23 It is the sense of Congress that—

24 (1) Bashar al-Assad’s murderous actions
25 against the people of Syria have caused the deaths

1 of more than 400,000 civilians, led to the destruc-
2 tion of more than 50 percent of Syria's critical in-
3 frastructure, and forced the displacement of more
4 than 14,000,000 people, precipitating the worst hu-
5 manitarian crisis in more than 60 years;

6 (2) international actions to date have been in-
7 sufficient in protecting vulnerable populations from
8 being attacked by uniformed and irregular forces, in-
9 cluding Hezbollah, associated with the Assad regime,
10 on land and from the air, through the use of barrel
11 bombs, chemical weapons, mass starvation cam-
12 paigns, industrial-scale torture and execution of po-
13 litical dissidents, sniper attacks on pregnant women,
14 and the deliberate targeting of medical facilities,
15 schools, residential areas, and community gathering
16 places, including markets; and

17 (3) Assad's continued claim of leadership and
18 actions in Syria are a rallying point for the extrem-
19 ist ideology of the Islamic State, Jabhat al-Nusra,
20 and other terrorist organizations.

21 **SEC. 4. STATEMENT OF POLICY.**

22 It is the policy of the United States that all diplo-
23 matic and coercive economic means should be utilized to
24 compel the government of Bashir al-Assad to immediately
25 halt the wholesale slaughter of the Syrian people and ac-

1 tively work towards transition to a democratic government
2 in Syria, existing in peace and security with its neighbors.

3 **TITLE I—ADDITIONAL ACTIONS**
4 **IN CONNECTION WITH THE**
5 **NATIONAL EMERGENCY WITH**
6 **RESPECT TO SYRIA**

7 **SEC. 101. SANCTIONS WITH RESPECT TO CENTRAL BANK**
8 **OF SYRIA AND FOREIGN PERSONS THAT EN-**
9 **GAGE IN CERTAIN TRANSACTIONS.**

10 (a) APPLICATION OF CERTAIN MEASURES TO CEN-
11 TRAL BANK OF SYRIA.—Except as provided in subsections
12 (a) and (b) of section 402, the President shall apply the
13 measures described in section 5318A(b)(5) of title 31,
14 United States Code, to the Central Bank of Syria.

15 (b) BLOCKING PROPERTY OF FOREIGN PERSONS
16 THAT ENGAGE IN CERTAIN TRANSACTIONS.—

17 (1) IN GENERAL.—Not later than 30 days after
18 the date of the enactment of this Act, the President
19 shall impose on a foreign person the sanctions de-
20 scribed in subsection (c) if the foreign person has
21 knowingly engaged in an activity described in para-
22 graph (2).

23 (2) ACTIVITIES DESCRIBED.—A foreign person
24 engages in an activity described in this paragraph if
25 the foreign person—

1 (A) knowingly provides significant finan-
2 cial, material or technological support to, in-
3 cluding engaging in or facilitating a significant
4 transaction or transactions with, or provides
5 significant financial services for—

6 (i) the Government of Syria (including
7 government entities operating as a busi-
8 ness enterprise) and the Central Bank of
9 Syria, including Syria's intelligence and se-
10 curity services or its armed forces, or any
11 of its agents or affiliates; or

12 (ii) a foreign person subject to finan-
13 cial sanctions pursuant to—

14 (I) the International Emergency
15 Economic Powers Act (50 U.S.C.
16 1701 et seq.) with respect to Syria or
17 any other provision of law that im-
18 poses sanctions with respect to Syria;
19 or

20 (II) a resolution that is agreed to
21 by the United Nations Security Coun-
22 cil that imposes sanctions with respect
23 to Syria;

24 (B) knowingly—

1 (i) sells or provides significant goods,
2 services, technology, information, or sup-
3 port that could directly and significantly
4 facilitate the maintenance or expansion of
5 Syria's domestic production of natural gas
6 or petroleum or petroleum products of Syr-
7 ian origin;

8 (ii) sells or provides to Syria crude oil
9 or condensate, refined petroleum products,
10 liquefied natural gas, or petrochemical
11 products that have a fair market value of
12 \$500,000 or more or that during a 12-
13 month period have an aggregate fair mar-
14 ket value of \$2,000,000 or more;

15 (iii) sells or otherwise provides civilian
16 aircraft or spare parts, or provides signifi-
17 cant goods, services, or technologies associ-
18 ated with the operation of aircraft or air-
19 lines to any foreign person operating in the
20 areas controlled by the Government of
21 Syria; or

22 (iv) sells or otherwise provides signifi-
23 cant goods, services, or technology to a for-
24 eign person operating in the shipping (in-
25 cluding ports and free trade zones), trans-

1 portation, or telecommunications sectors in
2 areas controlled by the Government of
3 Syria;

4 (C) knowingly engages in money laun-
5 dering to carry out an activity described in sub-
6 paragraph (A) or (B);

7 (D) knowingly facilitates efforts by a for-
8 eign person to carry out an activity described in
9 subparagraph (A) or (B);

10 (E) knowingly provides loans, credits, in-
11 cluding export credits, or financing to carry out
12 an activity described in subparagraph (A) or
13 (B); and

14 (F) is owned or controlled by a foreign
15 person that engages in the activities described
16 in subparagraphs (A) through (D).

17 (c) **SANCTIONS AGAINST A FOREIGN PERSON.**—The
18 sanctions to be imposed on a foreign person described in
19 subsection (b) are the following:

20 (1) **IN GENERAL.**—The President shall exercise
21 all powers granted by the International Emergency
22 Economic Powers Act (50 U.S.C. 1701 et seq.) (ex-
23 cept that the requirements of section 202 of such
24 Act (50 U.S.C. 1701) shall not apply) to the extent
25 necessary to freeze and prohibit all transactions in

1 all property and interests in property of the foreign
2 person if such property and interests in property are
3 in the United States, come within the United States,
4 or are or come within the possession or control of a
5 United States person.

6 (2) ALIENS INELIGIBLE FOR VISAS, ADMISSION,
7 OR PAROLE.—

8 (A) VISAS, ADMISSION, OR PAROLE.—An
9 alien who the Secretary of State or the Sec-
10 retary of Homeland Security (or a designee of
11 one of such Secretaries) knows, or has reason
12 to believe, meets any of the criteria described in
13 subsection (a) is—

14 (i) inadmissible to the United States;
15 (ii) ineligible to receive a visa or other
16 documentation to enter the United States;
17 and

18 (iii) otherwise ineligible to be admitted
19 or paroled into the United States or to re-
20 ceive any other benefit under the Immigra-
21 tion and Nationality Act (8 U.S.C. 1101 et
22 seq.).

23 (B) CURRENT VISAS REVOKED.—

24 (i) IN GENERAL.—The issuing con-
25 sular officer, the Secretary of State, or the

1 Secretary of Homeland Security (or a des-
2 ignee of one of such Secretaries) shall re-
3 voke any visa or other entry documentation
4 issued to an alien who meets any of the
5 criteria described in subsection (a) regard-
6 less of when issued.

7 (ii) EFFECT OF REVOCATION.—A rev-
8 ocation under clause (i)—

9 (I) shall take effect immediately;
10 and

11 (II) shall automatically cancel
12 any other valid visa or entry docu-
13 mentation that is in the alien's pos-
14 session.

15 (3) EXCEPTION TO COMPLY WITH UNITED NA-
16 TIONS HEADQUARTERS AGREEMENT.—Sanctions
17 under paragraph (2) shall not apply to an alien if
18 admitting the alien into the United States is nec-
19 essary to permit the United States to comply with
20 the Agreement regarding the Headquarters of the
21 United Nations, signed at Lake Success June 26,
22 1947, and entered into force November 21, 1947,
23 between the United Nations and the United States,
24 or other applicable international obligations.

1 (4) PENALTIES.—The penalties provided for in
2 subsections (b) and (c) of section 206 of the Inter-
3 national Emergency Economic Powers Act (50
4 U.S.C. 1705) shall apply to a person that knowingly
5 violates, attempts to violate, conspires to violate, or
6 causes a violation of regulations promulgated under
7 section 501(a) to carry out paragraph (1) of this
8 subsection to the same extent that such penalties
9 apply to a person that knowingly commits an unlaw-
10 ful act described in section 206(a) of that Act.

11 (d) DEFINITIONS.—In this section:

12 (1) ADMITTED; ALIEN.—The terms “admitted”
13 and “alien” have the meanings given such terms in
14 section 101 of the Immigration and Nationality Act
15 (8 U.S.C. 1101).

16 (2) FINANCIAL, MATERIAL, OR TECHNOLOGICAL
17 SUPPORT.—The term “financial, material, or techno-
18 logical support” has the meaning given such term in
19 section 542.304 of title 31, Code of Federal Regula-
20 tions.

21 (3) GOVERNMENT OF SYRIA.—The term “Gov-
22 ernment of Syria” has the meaning given such term
23 section 542.305 of title 31, Code of Federal Regula-
24 tions.

1 (4) KNOWINGLY.—The term “knowingly” has
2 the meaning given such term in section 566.312 of
3 title 31, Code of Federal Regulations.

4 (5) MONEY LAUNDERING.—The term “money
5 laundering” means the movement of illicit cash or
6 cash equivalent proceeds into, out of, or through a
7 country, or into, out of, or through a financial insti-
8 tution.

9 (6) PETROLEUM OR PETROLEUM PRODUCTS OF
10 SYRIAN ORIGIN.—The term “petroleum or petroleum
11 products of Syrian origin” has the meaning given
12 such term in section 542.314 of title 31, Code of
13 Federal Regulations.

14 (7) SIGNIFICANT TRANSACTION OR TRANS-
15 ACTIONS; SIGNIFICANT FINANCIAL SERVICES.—A
16 transaction or transactions or financial services shall
17 be determined to be a significant for purposes of this
18 section in accordance with section 566.404 of title
19 31, Code of Federal Regulations.

20 (8) SYRIA.—The term “Syria” has the meaning
21 given such term in section 542.316 of title 31, Code
22 of Federal Regulations.

1 **SEC. 102. PROHIBITIONS WITH RESPECT TO THE TRANSFER**
2 **OF ARMS AND RELATED MATERIALS TO**
3 **SYRIA.**

4 (a) SANCTIONS.—

5 (1) IN GENERAL.—The President shall impose
6 on a foreign person the sanctions described in sub-
7 section (b) if the President determines that such for-
8 eign person has, on or after the date of the enact-
9 ment of this Act, knowingly exported, transferred, or
10 otherwise provided to Syria significant financial, ma-
11 terial, or technological support that contributes ma-
12 terially to the ability of Government of Syria to—

13 (A) acquire or develop chemical, biological,
14 or nuclear weapons or related technologies;

15 (B) acquire or develop ballistic or cruise
16 missile capabilities;

17 (C) acquire or develop destabilizing num-
18 bers and types of advanced conventional weap-
19 ons;

20 (D) acquire defense articles, defense serv-
21 ices, or defense information (as such terms are
22 defined under the Arms Export Control Act (22
23 U.S.C. 2751 et seq.)); or

24 (E) acquire items designated by the Presi-
25 dent for purposes of the United States Muni-

1 tions List under section 38(a)(1) of the Arms
2 Export Control Act (22 U.S.C. 2778(a)(1)).

3 (2) APPLICABILITY TO OTHER FOREIGN PER-
4 SONS.—The sanctions described in subsection (b)
5 shall also be imposed on any foreign person that—

6 (A) is a successor entity to a foreign per-
7 son described in paragraph (1); or

8 (B) is owned or controlled by a foreign
9 person described in paragraph (1).

10 (b) SANCTIONS AGAINST A FOREIGN PERSON.—The
11 sanctions to be imposed on a foreign person described in
12 subsection (a) are the following:

13 (1) IN GENERAL.—The President shall exercise
14 all powers granted by the International Emergency
15 Economic Powers Act (50 U.S.C. 1701 et seq.) (ex-
16 cept that the requirements of section 202 of such
17 Act (50 U.S.C. 1701) shall not apply) to the extent
18 necessary to freeze and prohibit all transactions in
19 all property and interests in property of the foreign
20 person if such property and interests in property are
21 in the United States, come within the United States,
22 or are or come within the possession or control of a
23 United States person.

24 (2) ALIENS INELIGIBLE FOR VISAS, ADMISSION,
25 OR PAROLE.—

1 (A) VISAS, ADMISSION, OR PAROLE.—An
2 alien who the Secretary of State or the Sec-
3 retary of Homeland Security (or a designee of
4 one of such Secretaries) knows, or has reason
5 to believe, meets any of the criteria described in
6 subsection (a) is—

7 (i) inadmissible to the United States;

8 (ii) ineligible to receive a visa or other
9 documentation to enter the United States;
10 and

11 (iii) otherwise ineligible to be admitted
12 or paroled into the United States or to re-
13 ceive any other benefit under the Immigra-
14 tion and Nationality Act (8 U.S.C. 1101 et
15 seq.).

16 (B) CURRENT VISAS REVOKED.—

17 (i) IN GENERAL.—The issuing con-
18 sular officer, the Secretary of State, or the
19 Secretary of Homeland Security (or a des-
20 ignee of one of such Secretaries) shall re-
21 voke any visa or other entry documentation
22 issued to an alien who meets any of the
23 criteria described in subsection (a) regard-
24 less of when issued.

1 (ii) EFFECT OF REVOCATION.—A rev-
2 ocation under clause (i)—

3 (I) shall take effect immediately;

4 and

5 (II) shall automatically cancel
6 any other valid visa or entry docu-
7 mentation that is in the alien's pos-
8 session.

9 (3) EXCEPTION TO COMPLY WITH UNITED NA-
10 TIONS HEADQUARTERS AGREEMENT.—Sanctions
11 under paragraph (2) shall not apply to an alien if
12 admitting the alien into the United States is nec-
13 essary to permit the United States to comply with
14 the Agreement regarding the Headquarters of the
15 United Nations, signed at Lake Success June 26,
16 1947, and entered into force November 21, 1947,
17 between the United Nations and the United States,
18 or other applicable international obligations.

19 (4) PENALTIES.—A person that violates, at-
20 tempts to violate, conspires to violate, or causes a
21 violation of any regulation, license, or order issued
22 to carry out this section shall be subject to the pen-
23 alties set forth in subsections (b) and (c) of section
24 206 of the International Emergency Economic Pow-
25 ers Act (50 U.S.C. 1705) to the same extent as a

1 person that commits an unlawful act described in
2 subsection (a) of that section.

3 (c) DEFINITIONS.—In this section:

4 (1) ADMITTED; ALIEN.—The terms “admitted”
5 and “alien” have the meanings given such terms in
6 section 101 of the Immigration and Nationality Act
7 (8 U.S.C. 1101).

8 (2) FINANCIAL, MATERIAL, OR TECHNOLOGICAL
9 SUPPORT.—The term “financial, material, or techno-
10 logical support” has the meaning given such term in
11 section 542.304 of title 31, Code of Federal Regula-
12 tions.

13 (3) FOREIGN PERSON.—The term “foreign per-
14 son” has the meaning given such term in section
15 594.304 of title 31, Code of Federal Regulations.

16 (4) KNOWINGLY.—The term “knowingly” has
17 the meaning given such term in section 566.312 of
18 title 31, Code of Federal Regulations.

19 (5) SYRIA.—The term “Syria” has the meaning
20 given such term in section 542.316 of title 31, Code
21 of Federal Regulations.

22 (6) UNITED STATES PERSON.—The term
23 “United States person” has the meaning given such
24 term in section 542.319 of title 31, Code of Federal
25 Regulations.

1 **SEC. 103. RULE OF CONSTRUCTION.**

2 The sanctions that are required to be imposed under
3 this title are in addition to other similar or related sanc-
4 tions that are required to be imposed under any other pro-
5 vision of law.

6 **TITLE II—AMENDMENTS TO**
7 **SYRIA HUMAN RIGHTS AC-**
8 **COUNTABILITY ACT OF 2012**

9 **SEC. 201. IMPOSITION OF SANCTIONS WITH RESPECT TO**
10 **CERTAIN PERSONS WHO ARE RESPONSIBLE**
11 **FOR OR COMPLICIT IN HUMAN RIGHTS**
12 **ABUSES COMMITTED AGAINST CITIZENS OF**
13 **SYRIA OR THEIR FAMILY MEMBERS.**

14 (a) IN GENERAL.—Section 702(c) of the Syria
15 Human Rights Accountability Act of 2012 (22 U.S.C.
16 8791(c)) is amended to read as follows:

17 “(c) SANCTIONS DESCRIBED.—

18 “(1) IN GENERAL.—The President shall exer-
19 cise all powers granted by the International Emer-
20 gency Economic Powers Act (50 U.S.C. 1701 et
21 seq.) (except that the requirements of section 202 of
22 such Act (50 U.S.C. 1701) shall not apply) to the
23 extent necessary to freeze and prohibit all trans-
24 actions in all property and interests in property of
25 a person on the list required by subsection (b) if
26 such property and interests in property are in the

1 United States, come within the United States, or are
2 or come within the possession or control of a United
3 States person.

4 “(2) ALIENS INELIGIBLE FOR VISAS, ADMIS-
5 SION, OR PAROLE.—

6 “(A) VISAS, ADMISSION, OR PAROLE.—An
7 alien who the Secretary of State or the Sec-
8 retary of Homeland Security (or a designee of
9 one of such Secretaries) knows, or has reason
10 to believe, meets any of the criteria described in
11 subsection (b) is—

12 “(i) inadmissible to the United States;

13 “(ii) ineligible to receive a visa or
14 other documentation to enter the United
15 States; and

16 “(iii) otherwise ineligible to be admit-
17 ted or paroled into the United States or to
18 receive any other benefit under the Immi-
19 gration and Nationality Act (8 U.S.C.
20 1101 et seq.).

21 “(B) CURRENT VISAS REVOKED.—

22 “(i) IN GENERAL.—The issuing con-
23 sular officer, the Secretary of State, or the
24 Secretary of Homeland Security (or a des-
25 ignee of one of such Secretaries) shall re-

1 voke any visa or other entry documentation
2 issued to an alien who meets any of the
3 criteria described in subsection (b) regard-
4 less of when issued.

5 “(ii) EFFECT OF REVOCATION.—A
6 revocation under clause (i)—

7 “(I) shall take effect imme-
8 diately; and

9 “(II) shall automatically cancel
10 any other valid visa or entry docu-
11 mentation that is in the alien’s pos-
12 session.

13 “(3) PENALTIES.—A person that violates, at-
14 tempts to violate, conspires to violate, or causes a
15 violation of this section or any regulation, license, or
16 order issued to carry out this section shall be subject
17 to the penalties set forth in subsections (b) and (c)
18 of section 206 of the International Emergency Eco-
19 nomic Powers Act (50 U.S.C. 1705) to the same ex-
20 tent as a person that commits an unlawful act de-
21 scribed in subsection (a) of that section.

22 “(4) REGULATORY AUTHORITY.—The President
23 shall, not later than 90 days after the date of the
24 enactment of this section, promulgate regulations as
25 necessary for the implementation of this section.

1 “(5) EXCEPTION TO COMPLY WITH UNITED NA-
2 TIONS HEADQUARTERS AGREEMENT.—Sanctions
3 under paragraph (2) shall not apply to an alien if
4 admitting the alien into the United States is nec-
5 essary to permit the United States to comply with
6 the Agreement regarding the Headquarters of the
7 United Nations, signed at Lake Success June 26,
8 1947, and entered into force November 21, 1947,
9 between the United Nations and the United States,
10 or other applicable international obligations.

11 “(6) RULE OF CONSTRUCTION.—Nothing in
12 this section shall be construed to limit the authority
13 of the President to impose additional sanctions pur-
14 suant to the International Emergency Economic
15 Powers Act (50 U.S.C. 1701 et seq.), relevant execu-
16 tive orders, regulations, or other provisions of law.”.

17 (b) SERIOUS HUMAN RIGHTS ABUSES DESCRIBED.—
18 Section 702 of the Syria Human Rights Accountability
19 Act of 2012 (22 U.S.C. 8791) is amended by adding at
20 the end the following:

21 “(d) SERIOUS HUMAN RIGHTS ABUSES DE-
22 SCRIBED.—In subsection (b), the term ‘serious human
23 rights abuses’ includes the deliberate targeting of civilian
24 infrastructure to include schools, hospitals, and markets.”.

1 (c) **EFFECTIVE DATE.**—The amendments made by
2 subsections (a) and (b) shall take effect on the date of
3 the enactment of this Act and shall apply with respect to
4 the imposition of sanctions under section 702(a) of the
5 Syria Human Rights Accountability Act of 2012 on after
6 such date of enactment.

7 **SEC. 202. IMPOSITION OF SANCTIONS WITH RESPECT TO**
8 **THE TRANSFER OF GOODS OR TECH-**
9 **NOLOGIES TO SYRIA THAT ARE LIKELY TO BE**
10 **USED TO COMMIT HUMAN RIGHTS ABUSES.**

11 Section 703(b)(2)(C) of the Syria Human Rights Ac-
12 countability Act of 2012 (22 U.S.C. 8792(b)(2)(C)) is
13 amended—

14 (1) in clause (i), by striking “or” at the end;

15 (2) in clause (ii), by striking the period at the
16 end and inserting a semicolon; and

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

18 “(iii) any article designated by the
19 President for purposes of the United
20 States Munitions List under section
21 38(a)(1) of the Arms Export Control Act
22 (22 U.S.C. 2778(a)(1)); or

23 “(iv) other goods or technologies that
24 the President determines may be used by

1 the Government of Syria to commit human
2 rights abuses against the people of Syria.”.

3 **TITLE III—REPORTS AND WAIV-**
4 **ER FOR HUMANITARIAN-RE-**
5 **LATED ACTIVITIES WITH RE-**
6 **SPECT TO SYRIA**

7 **SEC. 301. REPORT ON MONITORING AND EVALUATING OF**
8 **ONGOING ASSISTANCE PROGRAMS IN SYRIA**
9 **AND TO THE SYRIAN PEOPLE.**

10 (a) IN GENERAL.—Not later than 180 days after the
11 date of the enactment of this Act, the Secretary of State
12 and the Administrator of the United States Agency for
13 International Development shall submit to the appropriate
14 congressional committees a report on the monitoring and
15 evaluation of ongoing assistance programs in Syria and
16 to the Syrian people.

17 (b) MATTERS TO BE INCLUDED.—The report re-
18 quired by subsection (a) shall include—

19 (1) the specific project monitoring and evalua-
20 tion plans, including measurable goals and perform-
21 ance metrics for cross-border assistance in Syria;
22 and

23 (2) the major challenges to monitoring and
24 evaluating programs in Syria.

1 **SEC. 302. UPDATED LIST OF PERSONS WHO ARE RESPON-**
2 **SIBLE FOR HUMAN RIGHTS VIOLATIONS IN**
3 **SYRIA.**

4 (a) IN GENERAL.—Not later than 120 days after the
5 date of the enactment of this Act, the President shall sub-
6 mit to the appropriate congressional committees an up-
7 dated list of persons required under section 702 of the
8 Syria Human Rights Accountability Act of 2012 (22
9 U.S.C. 8791).

10 (b) FORM OF REPORT; PUBLIC AVAILABILITY.—

11 (1) FORM.—The list required by subsection (a)
12 shall be submitted in unclassified form, but may
13 contain a classified annex if necessary.

14 (2) PUBLIC AVAILABILITY.—The unclassified
15 portion of the list required by paragraph (1) shall be
16 made available to the public and posted on the Web
17 sites of the Department of the Treasury and the De-
18 partment of State.

19 **SEC. 303. ASSESSMENT OF POTENTIAL EFFECTIVENESS OF**
20 **AND REQUIREMENTS FOR THE ESTABLISH-**
21 **MENT OF SAFE ZONES OR A NO-FLY ZONE IN**
22 **SYRIA.**

23 (a) IN GENERAL.—Not later than 90 days after the
24 date of the enactment of this Act, the President shall sub-
25 mit to the appropriate congressional committee a report
26 that—

1 (1) assesses the potential effectiveness, risks,
2 and operational requirements of the establishment
3 and maintenance of a no-fly zone over part or all of
4 Syria, including—

5 (A) the operational and legal requirements
6 for United States and coalition air power to es-
7 tablish a no-fly zone in Syria;

8 (B) the impact a no-fly zone in Syria
9 would have on humanitarian and counterter-
10 rorism efforts in Syria and the surrounding re-
11 gion; and

12 (C) the potential for force contributions
13 from other countries to establish a no-fly zone
14 in Syria; and

15 (2) assesses the potential effectiveness, risks,
16 and operational requirements for the establishment
17 of one or more safe zones in Syria for internally dis-
18 placed persons or for the facilitation of humani-
19 tarian assistance, including—

20 (A) the operational and legal requirements
21 for United States and coalition forces to estab-
22 lish one or more safe zones in Syria;

23 (B) the impact one or more safe zones in
24 Syria would have on humanitarian and counter-

1 terrorism efforts in Syria and the surrounding
2 region; and

3 (C) the potential for contributions from
4 other countries and vetted non-state actor part-
5 ners to establish and maintain one or more safe
6 zones in Syria.

7 (b) FORM.—The report required by subsection (a)
8 shall be submitted in unclassified form, but may contain
9 a classified annex if necessary.

10 **SEC. 304. ASSISTANCE TO SUPPORT ENTITIES TAKING AC-**
11 **TIONS RELATING TO GATHERING EVIDENCE**
12 **FOR INVESTIGATIONS INTO WAR CRIMES OR**
13 **CRIMES AGAINST HUMANITY IN SYRIA SINCE**
14 **MARCH 2011.**

15 (a) IN GENERAL.—The Secretary of State, acting
16 through the Assistant Secretary for Democracy, Human
17 Rights and Labor and the Assistant Secretary for Inter-
18 national Narcotics and Law Enforcement Affairs, is au-
19 thorized to provide assistance to support entities that are
20 conducting criminal investigations, building Syrian inves-
21 tigative capacity, supporting prosecutions in national
22 courts, collecting evidence and preserving the chain of evi-
23 dence for eventual prosecution against those who have
24 committed war crimes or crimes against humanity in Syria
25 since March 2011.

1 (b) REPORT.—Not later than one year after the date
2 of the enactment of this Act, the Secretary of State shall
3 submit to the appropriate congressional committees a de-
4 tailed report on assistance provided under subsection (a).

5 **TITLE IV—SUSPENSION OF**
6 **SANCTIONS WITH RESPECT**
7 **TO SYRIA**

8 **SEC. 401. SUSPENSION OF SANCTIONS WITH RESPECT TO**
9 **SYRIA.**

10 (a) SUSPENSION OF SANCTIONS.—

11 (1) NEGOTIATIONS NOT CONCLUDING IN
12 AGREEMENT.—If the President determines that
13 internationally-recognized negotiations to resolve the
14 violence in Syria have not concluded in an agree-
15 ment or are likely not to conclude in an agreement,
16 the President may suspend, as appropriate, in whole
17 or in part, the imposition of sanctions otherwise re-
18 quired under this Act or any amendment made by
19 this Act for a period not to exceed 120 days, and re-
20 newable for additional periods not to exceed 120
21 days, if the President submits to the appropriate
22 congressional committees in writing a determination
23 and certification that the Government of Syria has
24 ended military attacks against and gross violations

1 of the human rights of the Syrian people, specifi-
2 cally—

3 (A) the air space over Syria is no longer
4 being utilized by the Government of Syria and
5 associated forces to target civilian populations
6 through the use of incendiary devices, including
7 barrel bombs, chemical weapons, and conven-
8 tional arms, including air-delivered missiles and
9 explosives;

10 (B) areas besieged by the Assad regime
11 and associated forces, including Hezbollah and
12 irregular Iranian forces, are no longer cut off
13 from international aid and have regular access
14 to humanitarian assistance, freedom of travel,
15 and medical care;

16 (C) the Government of Syria is releasing
17 all political prisoners forcibly held within the
18 Assad regime prison system, including the fa-
19 cilities maintained by various security, intel-
20 ligence, and military elements associated with
21 the Government of Syria and allowed full access
22 to the same facilities for investigations by ap-
23 propriate international human rights organiza-
24 tions; and

1 (D) the forces of the Government of Syria
2 and associated forces, including Hezbollah, ir-
3 regular Iranian forces, and Russian government
4 air assets, are no longer engaged in deliberate
5 targeting of medical facilities, schools, residen-
6 tial areas, and community gathering places, in-
7 cluding markets, in flagrant violation of inter-
8 national norms.

9 (2) NEGOTIATIONS CONCLUDING IN AGREE-
10 MENT.—

11 (A) INITIAL SUSPENSION OF SANCTIONS.—

12 If the President determines that internationally-
13 recognized negotiations to resolve the violence
14 in Syria have concluded in an agreement or are
15 likely to conclude in an agreement, the Presi-
16 dent may suspend, as appropriate, in whole or
17 in part, the imposition of sanctions otherwise
18 required under this Act or any amendment
19 made by this Act for a period not to exceed 120
20 days if the President submits to the appropriate
21 congressional committees in writing a deter-
22 mination and certification that—

23 (i) in the case in which the negotia-
24 tions are likely to conclude in an agree-
25 ment—

1 (I) the Government of Syria, the
2 Syrian High Negotiations Committee
3 or its successor, and appropriate
4 international parties are participating
5 in direct, face-to-face negotiations;
6 and

7 (II) the suspension of sanctions
8 under this Act or any amendment
9 made by this Act is essential to the
10 advancement of such negotiations; and

11 (ii) the Government of Syria has dem-
12 onstrated a commitment to a significant
13 and substantial reduction in attacks on
14 and violence against the Syrian people by
15 the Government of Syria and associated
16 forces.

17 (B) RENEWAL OF SUSPENSION OF SANC-
18 TIONS.—The President may renew a suspension
19 of sanctions under subparagraph (A) for addi-
20 tional periods not to exceed 120 days if, for
21 each such additional period, the President sub-
22 mits to the appropriate congressional commit-
23 tees in writing a determination and certification
24 that—

1 (i) the conditions described in clauses
2 (i) and (ii) of subparagraph (A) are con-
3 tinuing to be met;

4 (ii) the renewal of the suspension of
5 sanctions is essential to implementing an
6 agreement described in subparagraph (A)
7 or making progress toward concluding an
8 agreement described in subparagraph (A);

9 (iii) the Government of Syria and as-
10 sociated forces have ceased attacks against
11 Syrian civilians; and

12 (iv) the Government of Syria has pub-
13 lically committed to negotiations for a
14 transitional government in Syria and con-
15 tinues to demonstrate that commitment
16 through sustained engagement in talks and
17 substantive and verifiable progress towards
18 the implementation of such an agreement.

19 (3) BRIEFING AND REIMPOSITION OF SANC-
20 TIONS.—

21 (A) BRIEFING.—Not later than 30 days
22 after the President submits to the appropriate
23 congressional committees a determination and
24 certification in the case of a renewal of suspen-
25 sion of sanctions under paragraph (2)(B), and

1 every 30 days thereafter, the President shall
2 provide a briefing to the appropriate congress-
3 sional committees on the status and frequency
4 of negotiations described in paragraph (2).

5 (B) RE-IMPOSITION OF SANCTIONS.—If
6 the President provides a briefing to the appro-
7 priate congressional committees under subpara-
8 graph (A) with respect to which the President
9 indicates a lapse in negotiations described in
10 paragraph (2) for a period that equals or ex-
11 ceeds 90 days, the sanctions that were sus-
12 pended under paragraph (2)(B) shall be re-im-
13 posed and any further suspension of such sanc-
14 tions is prohibited.

15 (b) SENSE OF CONGRESS TO BE CONSIDERED FOR
16 DETERMINING A TRANSITIONAL GOVERNMENT IN
17 SYRIA.—It is the sense of Congress that a transitional
18 government in Syria is a government that—

19 (1) is taking verifiable steps to release all polit-
20 ical prisoners and provided full access to Syrian
21 prisons for investigations by appropriate inter-
22 national human rights organizations;

23 (2) is taking verifiable steps to remove former
24 senior Syrian Government officials who are complicit
25 in the conception, implementation, or cover up of

1 war crimes, crimes against humanity, or human
2 rights abuses from government positions and any
3 person subject to sanctions under any provision of
4 law;

5 (3) is in the process of organizing free and fair
6 elections for a new government—

7 (A) to be held in a timely manner and
8 scheduled while the suspension of sanctions or
9 the renewal of the suspension of sanctions
10 under this section is in effect; and

11 (B) to be conducted under the supervision
12 of internationally-recognized observers;

13 (4) is making tangible progress toward estab-
14 lishing an independent judiciary;

15 (5) is demonstrating respect for and compliance
16 with internationally-recognized human rights and
17 basic freedoms as specified in the Universal Declara-
18 tion of Human Rights;

19 (6) is taking steps to verifiably fulfill its com-
20 mitments under the Chemical Weapons Convention
21 and the Treaty on the Non-Proliferation of Nuclear
22 Weapons and is making tangible progress toward be-
23 coming a signatory to Convention on the Prohibition
24 of the Development, Production and Stockpiling of
25 Bacteriological (Biological) and Toxin Weapons and

1 on their Destruction, entered into force March 26,
2 1975, and adhering to the Missile Technology Con-
3 trol Regime and other control lists, as necessary;

4 (7) has halted the development and deployment
5 of ballistic and cruise missiles; and

6 (8) is taking verifiable steps to remove from po-
7 sitions of authority within the intelligence and secu-
8 rity services as well as the military those who were
9 in a position of authority or responsibility during the
10 conflict and who under the authority of their posi-
11 tion were implicated in or implicit in the torture,
12 extrajudicial killing, or execution of civilians, to in-
13 clude those who were involved in decision making or
14 execution of plans to use chemical weapons.

15 **SEC. 402. WAIVERS AND EXEMPTIONS.**

16 (a) EXEMPTIONS.—The following activities and
17 transactions shall be exempt from sanctions authorized
18 under this Act:

19 (1) Any activity subject to the reporting re-
20 quirements under title V of the National Security
21 Act of 1947 (50 U.S.C. 3091 et seq.), or to any au-
22 thorized intelligence activities of the United States.

23 (2) Any transaction necessary to comply with
24 United States obligations under—

1 (A) the Agreement between the United Na-
2 tions and the United States of America regard-
3 ing the Headquarters of the United Nations,
4 signed at Lake Success June 26, 1947, and en-
5 tered into force November 21, 1947; or

6 (B) the Convention on Consular Relations,
7 done at Vienna April 24, 1963, and entered
8 into force March 19, 1967.

9 (b) HUMANITARIAN AND DEMOCRACY ASSISTANCE
10 WAIVER.—

11 (1) STATEMENT OF POLICY.—It shall be the
12 policy of the United States to fully utilize the waiver
13 authority under this subsection to ensure that ade-
14 quate humanitarian relief or support for democracy
15 promotion is provided to the Syrian people.

16 (2) WAIVER.—The President may waive, on a
17 case-by-case basis, for a period not to exceed 120
18 days, and renewable for additional periods not to ex-
19 ceed 120 days, the application of sanctions author-
20 ized under this Act if the President submits to the
21 appropriate congressional committees a written de-
22 termination that the waiver is necessary for pur-
23 poses of providing humanitarian assistance or sup-
24 port for democracy promotion to the people of Syria.

1 (3) CONTENT OF WRITTEN DETERMINATION.—

2 A written determination submitted under paragraph
3 (1) with respect to a waiver shall include a descrip-
4 tion of all notification and accountability controls
5 that have been employed in order to ensure that the
6 activities covered by the waiver are humanitarian as-
7 sistance or support for democracy promotion and do
8 not entail any activities in Syria or dealings with the
9 Government of Syria not reasonably related to hu-
10 manitarian assistance or support for democracy pro-
11 motion.

12 (4) CLARIFICATION OF PERMITTED ACTIVITIES
13 UNDER WAIVER.—The President may not impose
14 sanctions authorized under this Act against an inter-
15 nationally-recognized humanitarian organization
16 for—

17 (A) engaging in a financial transaction re-
18 lating to humanitarian assistance or for human-
19 itarian purposes pursuant to a waiver issued
20 under paragraph (1);

21 (B) transporting goods or services that are
22 necessary to carry out operations relating to
23 humanitarian assistance or humanitarian pur-
24 poses pursuant to such a waiver; or

1 (C) having incidental contact, in the course
2 of providing humanitarian assistance or aid for
3 humanitarian purposes pursuant to such a
4 waiver, with individuals who are under the con-
5 trol of a foreign person subject to sanctions
6 under this Act or any amendment made by this
7 Act.

8 (c) WAIVER.—

9 (1) IN GENERAL.—The President may, on a
10 case-by-case basis and for periods not to exceed 120
11 days, waive the application of sanctions under this
12 Act with respect to a foreign person if the President
13 certifies to the appropriate congressional committees
14 that such waiver is vital to the national security in-
15 terests of the United States.

16 (2) CONSULTATION.—

17 (A) BEFORE WAIVER ISSUED.—Not later
18 than 5 days before the issuance of a waiver
19 under paragraph (1) is to take effect, the Presi-
20 dent shall notify and brief the appropriate con-
21 gressional committees on the status of the for-
22 eign person involvement in activities described
23 in this Act.

24 (B) AFTER WAIVER ISSUED.—Not later
25 than 90 days after the issuance of a waiver

1 under paragraph (1), and every 120 days there-
2 after if the waiver remains in effect, the Presi-
3 dent shall brief the appropriate congressional
4 committees on the status of the foreign person's
5 involvement in activities described in this Act.

6 **TITLE V—REGULATORY** 7 **AUTHORITY AND SUNSET**

8 **SEC. 501. REGULATORY AUTHORITY.**

9 (a) IN GENERAL.—The President shall, not later
10 than 90 days after the date of the enactment of this Act,
11 promulgate regulations as necessary for the implementa-
12 tion of this Act and the amendments made by this Act.

13 (b) NOTIFICATION TO CONGRESS.—Not less than 10
14 days before the promulgation of regulations under sub-
15 section (a), the President shall notify and provide to the
16 appropriate congressional committees the proposed regula-
17 tions and the provisions of this Act and the amendments
18 made by this Act that the regulations are implementing.

19 (c) DEFINITION.—In this section, the term “appro-
20 priate congressional committees” means—

21 (1) the Committee on Foreign Affairs and the
22 Committee on Financial Services of the House of
23 Representatives; and

1 (2) the Committee on Foreign Relations and
2 the Committee on Banking, Housing, and Urban Af-
3 fairs of the Senate.

4 **SEC. 502. SUNSET.**

5 This Act shall cease to be effective beginning on De-
6 cember 31, 2021.