

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 3774
OFFERED BY MR. LAWLER OF NEW YORK**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Stop Harboring Ira-
3 nian Petroleum Act” or the “SHIP Act”.

4 SEC. 2. STATEMENT OF POLICY.

5 It is the policy of the United States—

6 (1) to deny Iran the ability, by limiting Iran’s
7 export of petroleum and petroleum products, to—

8 (A) engage in destabilizing activities;

9 (B) support international terrorism; or

10 (C) fund the development and acquisition
11 of weapons of mass destruction and weapons
12 delivery systems;

13 (2) to deny Iran funds to oppress and commit
14 human rights violations against the Iranian people
15 assembling to peacefully redress the Iranian regime;

16 (3) to fully enforce sanctions against those enti-
17 ties which provide support to the Iranian energy sec-
18 tor; and

1 (4) to counter Iran’s actions to finance and fa-
2 cilitate the participation of foreign terrorist organi-
3 zations in ongoing conflicts and illicit activities due
4 to the threat such actions pose to the vital national
5 interests of the United States.

6 **SEC. 3. IMPOSITION OF SANCTIONS WITH RESPECT TO IRA-**
7 **NIAN PETROLEUM.**

8 (a) **IN GENERAL.**—On and after the date that is 90
9 days after the date of the enactment of this Act, and ex-
10 cept as provided in subsection (e)(2), the President shall
11 impose the sanctions described in subsection (c) with re-
12 spect to each foreign person that the President deter-
13 mines, on or after such date of enactment, engages in an
14 activity described in subsection (b).

15 (b) **ACTIVITIES DESCRIBED.**—A foreign person en-
16 gages in an activity described in this subsection if the for-
17 eign person—

18 (1) owns or operates a foreign port and has
19 knowingly facilitated or accommodated at least 1
20 designated vessel in landing at such port on or after
21 the date of enactment of this Act for the purpose of
22 transporting Iranian crude oil;

23 (2) knowingly transports, offloads, or otherwise
24 engages in transactions involving petroleum or petro-

1 leum products, including petrochemicals, originating
2 from Iran;

3 (3) knowingly owns or operates a vessel used to
4 conduct ship-to-ship transfers of petroleum or petro-
5 leum products, including petrochemicals, originating
6 from Iran;

7 (4) owns or operates a refinery that knowingly
8 processes, refines, or otherwise engages in trans-
9 actions involving petroleum or petroleum products,
10 including petrochemicals, originating from Iran;

11 (5) is an adult family member of a foreign per-
12 son described in any of paragraphs (1) through (4),
13 unless the President determines there is clear and
14 convincing evidence that such adult family member
15 has disassociated themselves from the foreign person
16 described in such paragraph and has not assisted
17 such foreign person in concealing assets; or

18 (6) is owned, as such term is defined by section
19 510.411 of title 31, Code of Federal Regulations, by
20 a foreign person described in any of paragraphs (1)
21 through (5) that has been designated for such con-
22 duct.

23 (c) SANCTIONS DESCRIBED.—The sanctions de-
24 scribed in this subsection with respect to a foreign person
25 described in subsection (a) are the following:

1 (1) BLOCKING OF PROPERTY.—The President
2 shall exercise all of the powers granted to the Presi-
3 dent under the International Emergency Economic
4 Powers Act (50 U.S.C. 1701 et seq.) to the extent
5 necessary to block and prohibit all transactions in
6 property and interests in property of the foreign per-
7 son if such property and interests in property are in
8 the United States, come within the United States, or
9 are or come within the possession or control of a
10 United States person.

11 (2) INELIGIBILITY FOR VISAS, ADMISSION, OR
12 PAROLE.—

13 (A) VISAS, ADMISSION, OR PAROLE.—An
14 alien described in subsection (a) is—

15 (i) inadmissible to the United States;

16 (ii) ineligible to receive a visa or other
17 documentation to enter the United States;

18 and

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

24 (B) CURRENT VISAS REVOKED.—

1 (i) IN GENERAL.—An alien described
2 in subsection (a) is subject to revocation of
3 any visa or other entry documentation re-
4 gardless of when the visa or other entry
5 documentation is or was issued.

6 (ii) IMMEDIATE EFFECT.—A revoca-
7 tion under clause (i) shall take effect im-
8 mediately and automatically cancel any
9 other valid visa or entry documentation
10 that is in the alien’s possession.

11 (C) EXCEPTIONS.—Sanctions under this
12 paragraph shall not apply with respect to an
13 alien if admitting or paroling the alien into the
14 United States is necessary—

15 (i) to permit the United States to
16 comply with the Agreement regarding the
17 Headquarters of the United Nations,
18 signed at Lake Success June 26, 1947,
19 and entered into force November 21, 1947,
20 between the United Nations and the
21 United States, or other applicable inter-
22 national obligations; or

23 (ii) to carry out or assist law enforce-
24 ment activity in the United States.

1 (3) 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 violates,
5 attempts to violate, conspires to violate, or causes a
6 violation of this section or any regulations promul-
7 gated to carry out this section to the same extent
8 that such penalties apply to a person that commits
9 an unlawful act described in section 206(a) of that
10 Act.

11 (d) RULE OF CONSTRUCTION.—For purposes of de-
12 terminations under (a) that a foreign person engaged in
13 activities described in (b), a foreign person shall not be
14 determined to know that petroleum or petroleum products
15 originated from Iran if such person relied on a certificate
16 of origin or other documentation confirming that the ori-
17 gin of the petroleum or petroleum products was a country
18 other than Iran, unless such person knew or had reason
19 to know that such documentation was falsified.

20 (e) IMPLEMENTATION; REGULATIONS.—

21 (1) IN GENERAL.—The President may exercise
22 all authorities under sections 203 and 205 of the
23 International Emergency Economic Powers Act (50
24 U.S.C. 1702 and 1704) for purposes of carrying out
25 this section.

1 (2) DEADLINE FOR REGULATIONS.—Not later
2 than 180 days after the date of the enactment of
3 this Act, the President shall prescribe such regula-
4 tions as may be necessary for the implementation of
5 this Act.

6 (3) NOTIFICATION TO CONGRESS.—Not later
7 than 10 days before the prescription of regulations
8 under paragraph (2), the President shall brief and
9 provide written notification to the appropriate con-
10 gressional committees regarding—

11 (A) the proposed regulations; and

12 (B) the specific provisions of this Act that
13 the regulations are implementing.

14 (f) WAIVER.—

15 (1) IN GENERAL.—The President may, on a
16 case-by-case basis and for periods not to exceed 180
17 days each, waive the application of sanctions im-
18 posed with respect to a foreign person under this
19 section if the President certifies to the appropriate
20 congressional committees, not later than 15 days be-
21 fore such waiver is to take effect, that the waiver is
22 vital to the national interests of the United States.

23 (2) SPECIAL RULE.—The President shall not be
24 required to impose sanctions under this section with
25 respect to a foreign person described in subsection

1 (a) if the President certifies in writing to the appro-
2 priate congressional committees that the foreign per-
3 son—

4 (A) is no longer engaging in activities de-
5 scribed in subsection (b); or

6 (B) has taken and is continuing to take
7 significant, verifiable steps toward permanently
8 terminating such activities.

9 (f) TERMINATION.—The authorities provided by this
10 section shall cease to have effect on and after the date
11 that is 30 days after the date on which the President cer-
12 tifies to the appropriate congressional committees that—

13 (1) the Government of Iran no longer repeat-
14 edly provides support for international terrorism as
15 determined by the Secretary of State pursuant to—

16 (A) section 1754(c)(1)(A) of the Export
17 Control Reform Act of 2018 (50 U.S.C.
18 4318(c)(1)(A));

19 (B) section 620A of the Foreign Assistance
20 Act of 1961 (22 U.S.C. 2371);

21 (C) section 40 of the Arms Export Control
22 Act (22 U.S.C. 2780); or

23 (D) any other provision of law; and

24 (2) Iran has ceased the pursuit, acquisition,
25 and development of, and verifiably dismantled, its

1 nuclear, biological, and chemical weapons, ballistic
2 missiles, and ballistic missile launch technology.

3 **SEC. 4. REPORT ON IRANIAN PETROLEUM AND PETRO-**
4 **LEUM PRODUCTS EXPORTS.**

5 (a) IN GENERAL.—Not later than 120 days after the
6 date of enactment of this Act, and annually thereafter
7 until the date described in subsection (d), the Adminis-
8 trator of the Energy Information Administration shall
9 submit to the appropriate congressional committees a re-
10 port describing Iran’s growing exports of petroleum and
11 petroleum products, that includes the following:

12 (1) An analysis of Iran’s exports and sale of pe-
13 troleum and petroleum products, including—

14 (A) an estimate of Iran’s petroleum export
15 and sale revenue per year since 2018;

16 (B) an estimate of Iran’s petroleum export
17 and sale revenue to China per year since 2018;

18 (C) the amount of petroleum and crude oil
19 barrels exported per year since 2018;

20 (D) the amount of petroleum and crude oil
21 barrels exported to China per year since 2018;

22 (E) the amount of petroleum and crude oil
23 barrels exported to countries other than China
24 per year since 2018;

1 (F) the average price per petroleum and
2 crude oil barrel exported per year since 2018;
3 and

4 (G) the average price per petroleum and
5 crude oil barrel exported to China per year
6 since 2018.

7 (2) An analysis of Iran's labeling practices of
8 exported petroleum and petroleum products.

9 (3) A description of companies involved in the
10 exporting and sale of Iranian petroleum and petro-
11 leum products.

12 (4) A description of ships involved in the ex-
13 porting and sale of Iranian petroleum and petroleum
14 products.

15 (5) A description of ports involved in the ex-
16 porting and sale of Iranian petroleum and petroleum
17 products.

18 (b) FORM.—The report required by subsection (a)
19 shall be submitted in unclassified form but may include
20 a classified annex.

21 (c) PUBLICATION.—The unclassified portion of the
22 report required by subsection (a) shall be posted on a pub-
23 licly available website of the Energy Information Adminis-
24 tration.

1 (d) **TERMINATION.**—The requirement to submit re-
2 ports under this section shall be terminated on the date
3 on which the President makes the certification described
4 in section 3(f).

5 **SEC. 5. APPROPRIATE CONGRESSIONAL COMMITTEES DE-**
6 **FINED.**

7 In this Act, the term “appropriate congressional com-
8 mittees” means—

9 (1) the Committee on Foreign Affairs, the
10 Committee on the Judiciary, and the Committee on
11 Financial Services of the House of Representatives;
12 and

13 (2) the Committee on Foreign Relations, the
14 Committee on the Judiciary, and the Committee on
15 Banking, Housing, and Urban Affairs of the Senate.

