To amend the Global Magnitsky Human Rights Accountability Act to modify the foreign persons subject to sanctions and to remove the sunset for the imposition of sanctions, and for other purposes.

IN THE SENATE OF THE UNITED STATES

Mr. CARDIN (for himself and Mr. WICKER) introduced the following bill; which was read twice and referred to the Committee on ________________

A BILL

To amend the Global Magnitsky Human Rights Accountability Act to modify the foreign persons subject to sanctions and to remove the sunset for the imposition of sanctions, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Global Magnitsky Human Rights Accountability Reauthorization Act”.

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SEC. 2. MODIFICATIONS TO AND REAUTHORIZATION OF SANCTIONS WITH RESPECT TO HUMAN RIGHTS VIOLATIONS.

(a) DEFINITIONS.—Section 1262 of the Global Magnitsky Human Rights Accountability Act (Subtitle F of title XII of Public Law 114–328; 22 U.S.C. 2656 note) is amended by striking paragraph (2) and inserting the following:

“(2) IMMEDIATE FAMILY MEMBER.—The term ‘immediate family member’, with respect to a foreign person, means the spouse, parent, sibling, or adult child of the person.”.

(b) SENSE OF CONGRESS.—The Global Magnitsky Human Rights Accountability Act (Subtitle F of title XII of Public Law 114–328; 22 U.S.C. 2656 note) is amended by inserting after section 1262 the following new section:

“SEC. 1262A. SENSE OF CONGRESS.

“It is the sense of Congress that the President should establish and regularize information sharing and sanctions-related decision making with like-minded governments possessing human rights and anti-corruption sanctions programs similar in nature to those authorized under this subtitle.”.

(c) IMPOSITION OF SANCTIONS.—

(1) IN GENERAL.—Subsection (a) of section 1263 of the Global Magnitsky Human Rights Ac-
countability Act (Subtitle F of title XII of Public Law 114–328; 22 U.S.C. 2656 note) is amended to read as follows:

“(a) IN GENERAL.—The President may impose the sanctions described in subsection (b) with respect to—

“(1) any foreign person that the President determines, based on credible information—

“(A) is responsible for or complicit in, or has directly or indirectly engaged in, serious human rights abuse or any violation of internationally recognized human rights;

“(B) is a current or former government official, or a person acting for or on behalf of such an official, who is responsible for or complicit in, or has directly or indirectly engaged in—

“(i) corruption, including—

“(I) the misappropriation of state assets;

“(II) the expropriation of private assets for personal gain;

“(III) corruption related to government contracts or the extraction of natural resources; or

“(IV) bribery; or
“(ii) the transfer or facilitation of the
transfer of the proceeds of corruption;
“(C) is or has been a leader or official of—
“(i) an entity, including a government
entity, that has engaged in, or whose mem-
bers have engaged in, any of the activities
described in subparagraph (A) or (B) dur-
ing the tenure of the leader or official; or
“(ii) an entity whose property and in-
terests in property are blocked pursuant to
this section as a result of activities during
the tenure of the leader or official;
“(D) has materially assisted, sponsored, or
provided financial, material, or technological
support for, or goods or services to or in sup-
port of—
“(i) an activity described in subpara-
graph (A) or (B) that is conducted by a
foreign person;
“(ii) a person whose property and in-
terests in property are blocked pursuant to
this section; or
“(iii) an entity, including a govern-
ment entity, that has engaged in, or whose
members have engaged in, an activity de-
scribed in subparagraph (A) or (B) conducted by a foreign person; or

“(E) is owned or controlled by, or acts or is purported to act for or on behalf of, directly or indirectly, a person whose property and interests in property are blocked pursuant to this section; and

“(2) any immediate family member of a person described in paragraph (1).”.

(2) SANCTIONS DESCRIBED.—Clause (ii) of subsection (b)(2)(C) of such section is amended to read as follows:

“(ii) GOOD.—In this subparagraph, the term ‘good’ means any article, natural or manmade substance, material, supply, or manufactured product, including inspection and test equipment, and excluding technical data.”.

(3) CONSIDERATION OF CERTAIN INFORMATION.—Subsection (c)(2) of such section is amended by inserting “corruption and” after “monitor”.

(4) REQUESTS BY CONGRESS.—Subsection (d) of such section is amended—

(A) in paragraph (1)—
(i) in the matter preceding subpara-
graph (A), by striking “subsection (a)” 
and inserting “subsection (a)(1)”; and 
(ii) in subparagraph (B)(i), by insert-
ing “or an immediate family member of 
the person”; and 
(B) in paragraph (2)— 
(i) in subparagraph (A)— 
(I) in the subparagraph heading, 
by striking “HUMAN RIGHTS VIOLA-
tions” and inserting “SERIOUS 
HUMAN RIGHTS ABUSE OR VIOLA-
tions of INTERNATIONALLY RECOG-
NIZED HUMAN RIGHTS”; and 
(II) by striking “described in 
paragraph (1) or (2) of subsection 
(a)” and inserting “described in sub-
section (a)(1) relating to serious 
human rights abuse or any violation 
of internationally recognized human 
rights”; and 
(ii) in subparagraph (B), in the mat-
ter preceding clause (i), by striking “de-
scribed in paragraph (3) or (4) of sub-
section (a)” and inserting “described in
subsection (a)(1) relating to corruption or
the transfer or facilitation of the transfer
of the proceeds of corruption”.

(5) TERMINATION OF SANCTIONS.—Subsection
(g) of such section is amended, in the matter pre-
ceeding paragraph (1), by inserting “and the imme-
diate family members of that person” after “a per-
son”.

(d) REPORTS TO CONGRESS.—Section 1264(a) of the
Global Magnitsky Human Rights Accountability Act (Sub-
title F of title XII of Public Law 114–328; 22 U.S.C.
2656 note) is amended—

(1) in paragraph (5), by striking “; and” and
inserting a semicolon;

(2) in paragraph (6), by striking the period at
the end and inserting “; and”; and

(3) by adding at the end the following:

“(7) A description of additional steps taken by
the President through diplomacy and assistance to
foreign or security sectors to address persistent un-
derlying causes of serious human rights abuse, viola-
tions of internationally recognized human rights,
and corruption in each country in which foreign per-
sons with respect to which sanctions have been im-
posed under section 1263 are located.”.
(e) **Repeal of Sunset.**—Section 1265 of the Global Magnitsky Human Rights Accountability Act (Subtitle F of title XII of Public Law 114–328; 22 U.S.C. 2656 note) is repealed.