

118TH CONGRESS
1ST SESSION

H. R. 3152

To impose sanctions with respect to countries, individuals, and entities that engage in any effort to acquire, possess, develop, transport, transfer, or deploy Iranian missiles and related goods and technology, including materials and equipment, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 9, 2023

Mr. McCAUL (for himself, Mr. MEEKS, Mr. WILSON of South Carolina, and Mr. PHILLIPS) introduced the following bill; which was referred to the Committee on Foreign Affairs, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To impose sanctions with respect to countries, individuals, and entities that engage in any effort to acquire, possess, develop, transport, transfer, or deploy Iranian missiles and related goods and technology, including materials and equipment, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Fight and Combat
3 Rampant Iranian Missile Exports Act” or the “Fight
4 CRIME Act”.

5 **SEC. 2. FINDINGS.**

6 Congress makes the following findings:

7 (1) Annex B to United Nations Security Coun-
8 cil Resolution 2231 (2015) restricts certain missile-
9 related activities and transfers to and from Iran, in-
10 cluding all items, materials, equipment, goods, and
11 technology set out in the Missile Technology Control
12 Regime Annex, absent advance, case-by-case ap-
13 proval from the United Nations Security Council.

14 (2) Iran has transferred Shahed and Mohajer
15 drones, covered under the Missile Technology Con-
16 trol Regime Annex, to the Russian Federation, the
17 Government of Ethiopia, and other Iran-aligned en-
18 tities, including the Houthis in Yemen and militia
19 units in Iraq, without prior authorization from the
20 United Nations Security Council, in violation of the
21 restrictions set forth in Annex B to United Nations
22 Security Council Resolution 2231.

23 (3) Absent action by the United Nations Secu-
24 rity Council, certain missile-related restrictions in
25 Annex B to United Nations Security Council Resolu-
26 tion 2231 will expire in October 2023, removing

1 international legal restrictions on missile-related ac-
2 tivities and transfers to and from Iran.

3 **SEC. 3. STATEMENT OF POLICY.**

4 It is the policy of the United States—

5 (1) to urgently seek the extension of missile-re-
6 lated restrictions set forth in Annex B to United Na-
7 tions Security Council Resolution 2231 (2015);

8 (2) to use all available authorities to constrain
9 Iran’s domestic ballistic missile production capabili-
10 ties;

11 (3) to combat and deter the transfer of conven-
12 tional and non-conventional arms, equipment, mate-
13 rial, and technology to, or from Iran, or involving
14 the Government of Iran; and

15 (4) to ensure countries, individuals, and entities
16 engaged in, or attempting to engage in, the acquisi-
17 tion, facilitation, or development of arms and related
18 components and technology subject to restrictions
19 under Annex B to United Nations Security Council
20 Resolution 2231 are held to account under United
21 States and international law, including through the
22 application and enforcement of sanctions and use of
23 export controls, regardless of whether the restric-
24 tions under Annex B to United Nations Security

1 Council Resolution 2231 remain in effect following
2 their anticipated expiration in October 2023.

3 **SEC. 4. REPORT.**

4 (a) IN GENERAL.—Not later than 90 days after the
5 date of the enactment of this Act, and annually thereafter
6 for two years, the Secretary of State, in coordination with
7 the heads of other appropriate Federal agencies, shall sub-
8 mit to the appropriate congressional committees an un-
9 classified report, with a classified annex if necessary, that
10 includes the following:

11 (1) A diplomatic strategy to secure the renewal
12 of international restrictions on certain missile-re-
13 lated activities, including transfers to and from Iran
14 set forth in Annex B to United Nations Security
15 Council Resolution 2231 (2015), prior to October
16 2023.

17 (2) An analysis of how the expiration of missile-
18 related restrictions set forth in Annex B to United
19 Nations Security Council Resolution 2231 would im-
20 pact the Government of Iran’s arms proliferation
21 and malign activities, including as the restrictions
22 relate to cooperation with, and support for, Iran-
23 aligned entities and allied countries.

24 (3) An assessment of the revenue, or in-kind
25 benefits, to be accrued by the Government of Iran,

1 or Iran-aligned entities, as a result of a lapse in mis-
2 sile-related restrictions set forth in Annex B to
3 United Nations Security Council Resolution 2231.

4 (4) A detailed description of a United States
5 strategy to deter, prevent, and disrupt the sale, pur-
6 chase, or transfer of covered technology involving
7 Iran absent restrictions pursuant to Annex B to
8 United Nations Security Council Resolution 2231.

9 (5) An identification of any foreign person en-
10 gaging in, enabling, or otherwise facilitating any ac-
11 tivity involving Iran restricted under Annex B to
12 United Nations Security Council Resolution 2231,
13 regardless of whether such restrictions remain in ef-
14 fect after October 2023.

15 (6) A description of actions by the United Na-
16 tions and other multilateral organizations, including
17 the European Union, to hold accountable foreign
18 persons that have violated the restrictions set forth
19 in Annex B to United Nations Security Council Res-
20 olution 2231, and efforts to prevent further viola-
21 tions of such restrictions.

22 (7) A description of actions by individual mem-
23 ber states of the United Nations Security Council to
24 hold accountable foreign persons that have violated
25 restrictions set forth in Annex B to United Nations

1 Security Council Resolution 2231 and efforts to pre-
2 vent further violations of such restrictions.

3 (8) A description of actions by the People's Re-
4 public of China, the Russian Federation, or any
5 other country to prevent, interfere with, or under-
6 mine efforts to hold accountable foreign persons that
7 have violated the restrictions set forth in Annex B
8 to United Nations Security Council Resolution 2231,
9 including actions to restrict United Nations-led in-
10 vestigations into suspected violations of such restric-
11 tions, or limit funding to relevant United Nations of-
12 fices or experts.

13 (9) An analysis of the foreign and domestic
14 supply chains in Iran that directly or indirectly fa-
15 cilitate, support, or otherwise aid the Government of
16 Iran's drone or missile program, including storage,
17 transportation, or flight-testing of related goods,
18 technology, or components.

19 (10) An identification of any foreign person, or
20 network containing foreign persons, that enables,
21 supports, or otherwise facilitates the operations or
22 maintenance of any Iranian airline subject to United
23 States sanctions or export control restrictions.

24 (11) An assessment of how the continued oper-
25 ation of Iranian airlines subject to United States

1 sanctions or export control restrictions impacts the
2 Government of Iran’s ability to transport or develop
3 arms, including covered technology.

4 (b) SCOPE.—The initial report required by subsection
5 (a) shall address the period beginning on January 1, 2021,
6 and ending on the date that is 90 days after date of the
7 enactment of this Act, and each subsequent report shall
8 address the one-year period following the conclusion of the
9 prior report.

10 **SEC. 5. SANCTIONS TO COMBAT THE PROLIFERATION OF**
11 **IRANIAN MISSILES.**

12 (a) IN GENERAL.—The sanctions described in sub-
13 section (b) shall apply to any foreign person the President
14 determines, on or after the date of the enactment of this
15 Act—

16 (1) knowingly engages in any effort to acquire,
17 possess, develop, transport, transfer, or deploy cov-
18 ered technology to, from, or involving the Govern-
19 ment of Iran or Iran-aligned entities, regardless of
20 whether the restrictions set forth in Annex B to
21 United Nations Security Council Resolution 2231
22 (2015) remain in effect after October 2023;

23 (2) knowingly provides entities owned or con-
24 trolled by the Government of Iran or Iran-aligned
25 entities with goods, technology, parts, or compo-

1 nents, that may contribute to the development of
2 covered technology;

3 (3) knowingly participates in joint missile or
4 drone development, including development of covered
5 technology, with the Government of Iran or Iran-
6 aligned entities, including technical training, storage,
7 and transport;

8 (4) knowingly imports, exports, or re-exports to,
9 into, or from Iran, whether directly or indirectly,
10 any significant arms or related materiel prohibited
11 under paragraph (5) or (6) to Annex B of United
12 Nations Security Council Resolution 2231 (2015) as
13 of April 1, 2023;

14 (5) knowingly provides significant financial, ma-
15 terial, or technological support to, or knowingly en-
16 engages in a significant transaction with, a foreign
17 person subject to sanctions for conduct described in
18 paragraph (1), (2), (3), or (4); or

19 (6) is an adult family member of a person sub-
20 ject to sanctions for conduct described in paragraph
21 (1), (2), (3), or (4).

22 (b) SANCTIONS DESCRIBED.—The sanctions de-
23 scribed in this subsection are the following:

24 (1) BLOCKING OF PROPERTY.—The President
25 shall exercise all authorities granted under the Inter-

1 national Emergency Economic Powers Act (50
2 U.S.C. 1701 et seq.) to the extent necessary to block
3 and prohibit all transactions in property and inter-
4 ests in property of the foreign person if such prop-
5 erty and interests in property are in the United
6 States, come within the United States, or come with-
7 in the possession or control of a United States per-
8 son.

9 (2) INELIGIBILITY FOR VISAS, ADMISSION, OR
10 PAROLE.—

11 (A) VISAS, ADMISSION, OR PAROLE.—An
12 alien described in subsection (a) shall be—

13 (i) inadmissible to the United States;

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

16 and

17 (iii) otherwise ineligible to be admitted
18 or paroled into the United States or to re-
19 ceive any other benefit under the Immigra-
20 tion and Nationality Act (8 U.S.C. 1101 et
21 16 seq.).

22 (B) CURRENT VISAS REVOKED.—

23 (i) IN GENERAL.—The visa or other
24 entry documentation of any alien described
25 in subsection (a) is subject to revocation

1 regardless of the issue date of the visa or
2 other entry documentation.

3 (ii) IMMEDIATE EFFECT.—A revoca-
4 tion under clause (i) shall, in accordance
5 with section 221(i) of the Immigration and
6 Nationality Act (8 U.S.C. 1201(i))—

7 (I) take effect immediately; and

8 (II) cancel any other valid visa or
9 entry documentation that is in the
10 possession of the alien.

11 (c) PENALTIES.—Any person that violates, or at-
12 tempts to violate, subsection (b) or any regulation, license,
13 or order issued pursuant to that subsection, shall be sub-
14 ject to the penalties set forth in subsections (b) and (c)
15 of section 206 of the International Economic Powers Act
16 (50 U.S.C. 1705) to the same extent as a person that com-
17 mits an unlawful act described in subsection (a) of that
18 section.

19 (d) WAIVER.—The President may waive the applica-
20 tion of sanctions under this section with respect to a for-
21 eign person only if, not later than 15 days prior to the
22 date on which the waiver is to take effect, the President
23 submits to the appropriate congressional committees a
24 written determination and justification that the waiver is

1 in the vital national security interests of the United
2 States.

3 (e) IMPLEMENTATION.—The President may exercise
4 all authorities provided under sections 203 and 205 of the
5 International Emergency Economic Powers Act (50
6 U.S.C. 1702 and 1704) to carry out any amendments
7 made by this section.

8 (f) REGULATIONS.—

9 (1) IN GENERAL.—The President shall, not
10 later than 120 days after the date of the enactment
11 of this Act, promulgate regulations as necessary for
12 the implementation of this Act and the amendments
13 made by this Act.

14 (2) NOTIFICATION TO CONGRESS.—Not less
15 than 10 days before the promulgation of regulations
16 under subsection (a), the President shall notify the
17 appropriate congressional committees of the pro-
18 posed regulations and the provisions of this Act and
19 the amendments made by this Act that the regula-
20 tions are implementing.

21 (g) EXCEPTIONS.—

22 (1) EXCEPTION FOR INTELLIGENCE ACTIVI-
23 TIES.—Sanctions under this section shall not apply
24 to any activity subject to the reporting requirements
25 under title V of the National Security Act of 1947

1 (50 U.S.C. 3091 et seq.) or any authorized intel-
2 ligence activities of the United States.

3 (2) EXCEPTION TO COMPLY WITH INTER-
4 NATIONAL OBLIGATIONS AND FOR LAW ENFORCE-
5 MENT ACTIVITIES.—Sanctions under this section
6 shall not apply with respect to an alien if admitting
7 or paroling the alien into the United States is nec-
8 essary—

9 (A) to permit the United States to comply
10 with the Agreement regarding the Head-
11 quarters of the United Nations, signed at Lake
12 Success June 26, 1947, and entered into force
13 November 21, 1947, between the United Na-
14 tions and the United States, or other applicable
15 international obligations; or

16 (B) to carry out or assist authorized law
17 enforcement activity in the United States.

18 (h) TERMINATION OF SANCTIONS.—This section
19 shall cease to be effective beginning on the date that is
20 30 days after the date on which the President certifies
21 to the appropriate congressional committees that—

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

1 (A) section 1754(c)(1)(A) of the Export
2 Control Reform Act of 2018 (50 U.S.C.
3 4318(c)(1)(A));

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

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

8 (D) any other provision of law; and

9 (2) Iran has ceased the pursuit, acquisition,
10 and development of, and verifiably dismantled its,
11 nuclear, biological, and chemical weapons and bal-
12 listic missiles and ballistic missile launch technology.

13 **SEC. 6. DEFINITIONS.**

14 In this Act:

15 (1) APPROPRIATE CONGRESSIONAL COMMIT-
16 TEES.—The term “appropriate congressional com-
17 mittees” means—

18 (A) the Committee on Foreign Affairs and
19 the Committee on the Judiciary of the House of
20 Representatives; and

21 (B) the Committee on Foreign Relations
22 and the Committee on Banking, Housing, and
23 Urban Affairs of the Senate.

24 (2) FOREIGN PERSON.—The term “foreign per-
25 son”—

1 (A) means an individual or entity that is
2 not a United States person; and

3 (B) includes a foreign state (as such term
4 is defined in section 1603 of title 28, United
5 States Code).

6 (3) GOVERNMENT OF IRAN.—The term “Gov-
7 ernment of Iran” has the meaning given such term
8 in section 560.304 of title 31, Code of Federal Reg-
9 ulations, as such section was in effect on January 1,
10 2021.

11 (4) UNITED STATES PERSON.—The terms
12 “United States person” means—

13 (A) a United States citizen;

14 (B) a permanent resident alien of the
15 United States;

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

20 (D) a person in the United States.

21 (5) IRAN-ALIGNED ENTITY.—The term “Iran-
22 aligned entity” means a foreign person that—

23 (A) is controlled or significantly influenced
24 by the Government of Iran; and

1 (B) knowingly receives material or finan-
2 cial support from the Government of Iran, in-
3 cluding Hezbollah, the Houthis, or any other
4 proxy group that furthers Iran’s national secu-
5 rity objectives.

6 (6) COVERED TECHNOLOGY.—The term “cov-
7 ered technology” means—

8 (A) any goods, technology, software, or re-
9 lated material specified in the Missile Tech-
10 nology Control Regime Annex, as in effect on
11 the day before the date of the enactment of this
12 Act; and

13 (B) any additional goods, technology, soft-
14 ware, or related material added to the Missile
15 Technology Control Regime Annex after the
16 day before the date of the enactment of this
17 Act.

18 (7) FAMILY MEMBER.—The term “family mem-
19 ber” means—

20 (A) a child, grandchild, parent, grand-
21 parent, sibling, or spouse; and

22 (B) any spouse, widow, or widower of an
23 individual described in subparagraph (A).

1 (8) KNOWINGLY.—The term “knowingly” has
2 the meaning given that term in section 14 of the
3 Iran Sanctions Act of 1996 (50 U.S.C. 1701 note).

4 (9) MISSILE TECHNOLOGY CONTROL REGIME.—
5 The term “Missile Technology Control Regime”
6 means the policy statement, between the United
7 States, the United Kingdom, the Federal Republic of
8 Germany, France, Italy, Canada, and Japan, an-
9 nounced on April 16, 1987, to restrict sensitive mis-
10 sile-relevant transfers based on the Missile Tech-
11 nology Control Regime Annex, and any amendments
12 thereto or expansions thereof, as in effect on the day
13 before the date of the enactment of this Act.

14 (10) MISSILE TECHNOLOGY CONTROL REGIME
15 ANNEX.—The term “Missile Technology Control Re-
16 gime Annex” means the Guidelines and Equipment
17 and Technology Annex of the Missile Technology
18 Control Regime, and any amendments thereto or up-
19 dates thereof, as in effect on the day before the date
20 of the enactment of this Act.

○