

118TH CONGRESS  
1ST SESSION

# H. R. 6323

To modify the availability of certain waiver authorities with respect to sanctions imposed with respect to the financial sector of Iran, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 9, 2023

Mrs. KIM of California introduced the following bill; which was referred to the Committee on Financial Services, and in addition to the Committee on Foreign Affairs, 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

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## A BILL

To modify the availability of certain waiver authorities with respect to sanctions imposed with respect to the financial sector of Iran, 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 “Iran Counterterrorism  
5 Act of 2023”.

1 **SEC. 2. MODIFICATION OF WAIVER AUTHORITIES WITH RE-**  
2 **SPECT TO SANCTIONS IMPOSED WITH RE-**  
3 **SPECT TO THE FINANCIAL SECTOR OF IRAN.**

4 (a) FY 2013 NDAA.—Section 1247 of the National  
5 Defense Authorization Act for Fiscal Year 2013 (22  
6 U.S.C. 8806) is amended as follows:

7 (1) In subsection (f)(1)—

8 (A) in subparagraph (A), by striking “de-  
9 termines that such a waiver” and inserting the  
10 following: “determines that—

11 “(i) the Government of Iran has  
12 ceased to provide support for acts of inter-  
13 national terrorism; or

14 “(ii) such a waiver”; and

15 (B) in subparagraph (B), by inserting “be-  
16 fore issuing a waiver pursuant to subparagraph  
17 (A)(ii),” before “submits”.

18 (2) By adding at the end the following:

19 “(g) PERIOD FOR REVIEW BY CONGRESS.—

20 “(1) IN GENERAL.—During the period of 30  
21 calendar days beginning on the date on which the  
22 President submits a report under subsection  
23 (f)(1)(B), the appropriate congressional committees  
24 should, as appropriate, hold hearings and briefings  
25 and otherwise obtain information in order to fully  
26 review the report.

1           “(2) EXCEPTION.—The period for congressional  
2 review under paragraph (1) of a report required to  
3 be submitted under subsection (f)(1)(B) shall be 60  
4 calendar days if the report is submitted on or after  
5 July 10 and on or before September 7 in any cal-  
6 endar year.

7           “(3) LIMITATION ON ACTIONS DURING INITIAL  
8 CONGRESSIONAL REVIEW PERIOD.—Notwithstanding  
9 any other provision of law, during the period for  
10 congressional review provided for under paragraph  
11 (1) of a report submitted under subsection (f)(1)(B)  
12 proposing a waiver of the imposition of sanctions  
13 under subsection (a), including any additional period  
14 for such review as applicable under the exception  
15 provided in paragraph (2), the President may not  
16 issue the waiver unless a joint resolution of approval  
17 with respect to that waiver is enacted in accordance  
18 with subsection (h).

19           “(4) LIMITATION ON ACTIONS DURING PRESI-  
20 DENTIAL CONSIDERATION OF A JOINT RESOLUTION  
21 OF DISAPPROVAL.—Notwithstanding any other pro-  
22 vision of law, if a joint resolution of disapproval re-  
23 lating to a report submitted under subsection  
24 (f)(1)(B) proposing a waiver of the imposition of  
25 sanctions under subsection (a) passes both Houses

1 of Congress in accordance with subsection (h), the  
2 President may not issue the waiver for a period of  
3 12 calendar days after the date of passage of the  
4 joint resolution of disapproval.

5 “(5) LIMITATION ON ACTIONS DURING CON-  
6 GRESSIONAL RECONSIDERATION OF A JOINT RESO-  
7 LUTION OF DISAPPROVAL.—Notwithstanding any  
8 other provision of law, if a joint resolution of dis-  
9 approval relating to a report submitted under sub-  
10 section (f)(1)(B) proposing a waiver of the imposi-  
11 tion of sanctions under subsection (a) passes both  
12 Houses of Congress in accordance with subsection  
13 (h), and the President vetoes the joint resolution,  
14 the President may not issue the waiver for a period  
15 of 10 calendar days after the date of the President’s  
16 veto.

17 “(6) EFFECT OF ENACTMENT OF A JOINT RES-  
18 OLUTION OF DISAPPROVAL.—Notwithstanding any  
19 other provision of law, if a joint resolution of dis-  
20 approval relating to a report submitted under sub-  
21 section (f)(1)(B) proposing an action described in  
22 subsection (a)(2) is enacted in accordance with sub-  
23 section (h), the President may not issue the waiver.

24 “(h) JOINT RESOLUTIONS OF DISAPPROVAL OR AP-  
25 PROVAL DEFINED.—In this subsection:

1           “(1) JOINT RESOLUTION OF APPROVAL.—The  
2 term ‘joint resolution of approval’ means only a joint  
3 resolution of either House of Congress—

4           “(A) the title of which is as follows: ‘A  
5 joint resolution approving the President’s pro-  
6 posal to issue a waiver relating to the applica-  
7 tion of certain sanctions with respect to Iran.’;  
8 and

9           “(B) the sole matter after the resolving  
10 clause of which is the following: ‘Congress ap-  
11 proves of the issuance of a waiver relating to  
12 the application of sanctions imposed with re-  
13 spect to Iran proposed by the President in the  
14 report submitted to Congress under section  
15 1247(f)(1)(B) of the National Defense Author-  
16 ization Act for Fiscal Year 2013 on  
17 \_\_\_\_\_ relating to  
18 \_\_\_\_\_.’, with the first blank space  
19 being filled with the appropriate date and the  
20 second blank space being filled with a short de-  
21 scription of the proposed waiver.

22           “(2) JOINT RESOLUTION OF DISAPPROVAL.—  
23 The term ‘joint resolution of disapproval’ means only  
24 a joint resolution of either House of Congress—

1           “(A) the title of which is as follows: ‘A  
2           joint resolution disapproving the President’s  
3           proposal to issue a waiver relating to the appli-  
4           cation of certain sanctions with respect to  
5           Iran.’; and

6           “(B) the sole matter after the resolving  
7           clause of which is the following: ‘Congress dis-  
8           approves of the issuance of a waiver relating to  
9           the application of sanctions imposed with re-  
10          spect to Iran proposed by the President in the  
11          report submitted to Congress under section  
12          1247(f)(1)(B) of the National Defense Author-  
13          ization Act for Fiscal Year 2013 on  
14          \_\_\_\_\_ relating to  
15          \_\_\_\_\_.’, with the first blank space  
16          being filled with the appropriate date and the  
17          second blank space being filled with a short de-  
18          scription of the proposed action.

19          “(3) INTRODUCTION.—During the period of 30  
20          calendar days provided for under subsection (g)(1),  
21          including any additional period as applicable under  
22          the exception provided in subsection (g)(2), a joint  
23          resolution of approval or joint resolution of dis-  
24          approval may be introduced—

1           “(A) in the House of Representatives, by  
2           the majority leader or the minority leader; and

3           “(B) in the Senate, by the majority leader  
4           (or the majority leader’s designee) or the mi-  
5           nority leader (or the minority leader’s des-  
6           ignee).

7           “(4) FLOOR CONSIDERATION IN HOUSE OF  
8           REPRESENTATIVES.—If a committee of the House of  
9           Representatives to which a joint resolution of ap-  
10          proval or joint resolution of disapproval has been re-  
11          ferred has not reported the joint resolution within  
12          10 calendar days after the date of referral, that  
13          committee shall be discharged from further consider-  
14          ation of the joint resolution.

15          “(5) CONSIDERATION IN THE SENATE.—

16                 “(A) COMMITTEE REFERRAL.—A joint res-  
17                 olution of approval or joint resolution of dis-  
18                 approval introduced in the Senate shall be re-  
19                 ferred to the Committee on Banking, Housing,  
20                 and Urban Affairs.

21                 “(B) REPORTING AND DISCHARGE.—If the  
22                 committee to which a joint resolution of ap-  
23                 proval or joint resolution of disapproval was re-  
24                 ferred has not reported the joint resolution  
25                 within 10 calendar days after the date of refer-

1           ral of the joint resolution, that committee shall  
2           be discharged from further consideration of the  
3           joint resolution and the joint resolution shall be  
4           placed on the appropriate calendar.

5           “(C) PROCEEDING TO CONSIDERATION.—  
6           Notwithstanding Rule XXII of the Standing  
7           Rules of the Senate, it is in order at any time  
8           after the Committee on Banking, Housing, and  
9           Urban Affairs reports a joint resolution of ap-  
10          proval or joint resolution of disapproval to the  
11          Senate or has been discharged from consider-  
12          ation of such a joint resolution (even though a  
13          previous motion to the same effect has been dis-  
14          agreed to) to move to proceed to the consider-  
15          ation of the joint resolution, and all points of  
16          order against the joint resolution (and against  
17          consideration of the joint resolution) are  
18          waived. The motion to proceed is not debatable.  
19          The motion is not subject to a motion to post-  
20          pone. A motion to reconsider the vote by which  
21          the motion is agreed to or disagreed to shall not  
22          be in order.

23          “(D) RULINGS OF THE CHAIR ON PROCE-  
24          DURE.—Appeals from the decisions of the Chair  
25          relating to the application of the rules of the



1 Senate, as the case may be, to the procedure re-  
2 lating to a joint resolution of approval or joint  
3 resolution of disapproval shall be decided with-  
4 out debate.

5 “(E) CONSIDERATION OF VETO MES-  
6 SAGES.—Debate in the Senate of any veto mes-  
7 sages with respect to a joint resolution of ap-  
8 proval or joint resolution of disapproval, includ-  
9 ing all debatable motions and appeals in con-  
10 nection with the joint resolution, shall be lim-  
11 ited to 10 hours, to be equally divided between,  
12 and controlled by, the majority leader and the  
13 minority leader or their designees.

14 “(6) RULES RELATING TO SENATE AND HOUSE  
15 OF REPRESENTATIVES.—

16 “(A) TREATMENT OF SENATE JOINT RESO-  
17 LUTION IN HOUSE.—In the House of Rep-  
18 resentatives, the following procedures shall  
19 apply to a joint resolution of approval or a joint  
20 resolution of disapproval received from the Sen-  
21 ate (unless the House has already passed a  
22 joint resolution relating to the same proposed  
23 action):

1           “(i) The joint resolution shall be re-  
2           ferred to the Committee on Financial Serv-  
3           ices.

4           “(ii) If a committee to which a joint  
5           resolution has been referred has not re-  
6           ported the joint resolution within 2 cal-  
7           endar days after the date of referral, that  
8           committee shall be discharged from further  
9           consideration of the joint resolution.

10          “(iii) Beginning on the third legisla-  
11          tive day after each committee to which a  
12          joint resolution has been referred reports  
13          the joint resolution to the House or has  
14          been discharged from further consideration  
15          thereof, it shall be in order to move to pro-  
16          ceed to consider the joint resolution in the  
17          House. All points of order against the mo-  
18          tion are waived. Such a motion shall not be  
19          in order after the House has disposed of a  
20          motion to proceed on the joint resolution.  
21          The previous question shall be considered  
22          as ordered on the motion to its adoption  
23          without intervening motion. The motion  
24          shall not be debatable. A motion to recon-

1           sider the vote by which the motion is dis-  
2           posed of shall not be in order.

3           “(iv) The joint resolution shall be con-  
4           sidered as read. All points of order against  
5           the joint resolution and against its consid-  
6           eration are waived. The previous question  
7           shall be considered as ordered on the joint  
8           resolution to final passage without inter-  
9           vening motion except 2 hours of debate  
10          equally divided and controlled by the spon-  
11          sor of the joint resolution (or a designee)  
12          and an opponent. A motion to reconsider  
13          the vote on passage of the joint resolution  
14          shall not be in order.

15          “(B) TREATMENT OF HOUSE JOINT RESO-  
16          LUTION IN SENATE.—

17                 “(i) If, before the passage by the Sen-  
18                 ate of a joint resolution of approval or  
19                 joint resolution of disapproval, the Senate  
20                 receives an identical joint resolution from  
21                 the House of Representatives, the following  
22                 procedures shall apply:

23                         “(I) That joint resolution shall  
24                         not be referred to a committee.

1                   “(II) With respect to that joint  
2 resolution—

3                   “(aa) the procedure in the  
4 Senate shall be the same as if no  
5 joint resolution had been received  
6 from the House of Representa-  
7 tives; but

8                   “(bb) the vote on passage  
9 shall be on the joint resolution  
10 from the House of Representa-  
11 tives.

12                   “(ii) If, following passage of a joint  
13 resolution of approval or joint resolution of  
14 disapproval in the Senate, the Senate re-  
15 ceives an identical joint resolution from the  
16 House of Representatives, that joint reso-  
17 lution shall be placed on the appropriate  
18 Senate calendar.

19                   “(iii) If a joint resolution of approval  
20 or a joint resolution of disapproval is re-  
21 ceived from the House, and no companion  
22 joint resolution has been introduced in the  
23 Senate, the Senate procedures under this  
24 subsection shall apply to the House joint  
25 resolution.

1           “(C) APPLICATION TO REVENUE MEAS-  
2           URES.—The provisions of this paragraph shall  
3           not apply in the House of Representatives to a  
4           joint resolution of approval or joint resolution  
5           of disapproval that is a revenue measure.

6           “(7) RULES OF HOUSE OF REPRESENTATIVES  
7           AND SENATE.—This subsection is enacted by Con-  
8           gress—

9           “(A) as an exercise of the rulemaking  
10           power of the Senate and the House of Rep-  
11           resentatives, respectively, and as such is deemed  
12           a part of the rules of each House, respectively,  
13           and supersedes other rules only to the extent  
14           that it is inconsistent with such rules; and

15           “(B) with full recognition of the constitu-  
16           tional right of either House to change the rules  
17           (so far as relating to the procedure of that  
18           House) at any time, in the same manner, and  
19           to the same extent as in the case of any other  
20           rule of that House.”.

21           (b) FY 2012 NDAA.—Section 1245(d)(5) of the Na-  
22           tional Defense Authorization Act for Fiscal Year 2012 (22  
23           U.S.C. 8513a(d)(5)) is amended as follows:

1           (1) In subparagraph (A), by striking “deter-  
2           mines that such a waiver” and inserting the fol-  
3           lowing: “determines that—

4                       “(i) the Government of Iran has  
5                       ceased to provide support for acts of inter-  
6                       national terrorism; or

7                       “(ii) such a waiver”.

8           (2) In subparagraph (B), by inserting “before  
9           issuing a waiver pursuant to subparagraph (A)(ii),”  
10          before “submits”.

11          (3) By adding at the end the following:

12          “The provisions relating to period for review by Con-  
13          gress described in subsections (g) and (h) of section  
14          1247 of the National Defense Authorization Act for  
15          Fiscal Year 2013 (22 U.S.C. 8806) shall apply with  
16          respect to a report submitted under subparagraph  
17          (B) proposing a waiver of the imposition of sanc-  
18          tions under paragraph (1) in the same manner and  
19          to the same extent as such provisions apply with re-  
20          spect to a report submitted under subsection  
21          (f)(1)(B) of such section 1247 proposing a waiver of  
22          the imposition of sanctions under subsection (a) of  
23          such section.”.

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