

118TH CONGRESS
1ST SESSION

S. _____

To impose sanctions with respect to persons engaged in the import of petroleum from the Islamic Republic of Iran, and for other purposes.

IN THE SENATE OF THE UNITED STATES

Mr. RUBIO (for himself and Ms. HASSAN) introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To impose sanctions with respect to persons engaged in the import of petroleum from the Islamic Republic 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 “Stop Harboring Ira-
5 nian Petroleum Act of 2023”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

8 (1) ALIEN.—The term “alien” has the meaning
9 given that term in section 101(a) of the Immigration
10 and Nationality Act (8 U.S.C. 1101(a)).

1 (2) APPROPRIATE CONGRESSIONAL COMMIT-
2 TEES.—The term “appropriate congressional com-
3 mittees” means—

4 (A) the Committee on Foreign Relations
5 and the Committee on Banking, Housing, and
6 Urban Affairs of the Senate; and

7 (B) the Committee on Foreign Affairs and
8 the Committee on Financial Services of the
9 House of Representatives.

10 (3) FAMILY MEMBER.—The term “family mem-
11 ber” means, with respect to an individual, a spouse,
12 child, parent, sibling, grandchild, or grandparent of
13 the individual.

14 (4) FOREIGN PERSON.—The term “foreign per-
15 son” means an individual or entity that is not a
16 United States person.

17 (5) FOREIGN PORT.—The term “foreign port”
18 means any harbor, marine terminal, or other shore
19 side facility outside of the United States used prin-
20 cipally for the movement of goods on the water.

21 (6) KNOWINGLY.—The term “knowingly”, with
22 respect to conduct, a circumstance, or a result,
23 means that a person has actual knowledge, or should
24 have known, of the conduct, the circumstance, or the
25 result.

1 (7) MATERIAL SUPPORT.—The term “material
2 support” has the meaning given the term “material
3 support or resources” in section 2339A of title 18,
4 United States Code.

5 (8) UNITED STATES PERSON.—The term
6 “United States person” means—

7 (A) a United States citizen or an alien law-
8 fully admitted for permanent residence to the
9 United States; or

10 (B) an entity organized under the laws of
11 the United States or any jurisdiction within the
12 United States, including a foreign branch of
13 such an entity.

14 (9) VESSEL.—The term “vessel” means any
15 watercraft or aircraft capable of being used as a
16 means of transportation on, under, or over water.

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

18 It is the policy of the United States—

19 (1) to deny the Islamic Republic of Iran the
20 ability to engage in destabilizing activities, support
21 international terrorism, fund the development and
22 acquisition of weapons of mass destruction and the
23 means to deliver such weapons by limiting export of
24 petroleum and petroleum products by the Islamic
25 Republic of Iran;

1 (2) to deny the Islamic Republic of Iran funds
2 to oppress and commit human rights violations
3 against the Iranian people who are assembling
4 peacefully to redress the Iranian regime;

5 (3) to sanction entities that violate the laws of
6 the United States by providing support to the Ira-
7 nian energy sector; and

8 (4) that the actions of the Islamic Republic of
9 Iran to finance and facilitate the participation of
10 foreign terrorist organizations in ongoing conflicts
11 and illicit activities is detrimental to the national se-
12 curity interests of the United States.

13 **SEC. 4. SANCTIONS WITH RESPECT TO FOREIGN PERSONS**
14 **THAT ENGAGE IN CERTAIN TRANSACTIONS.**

15 (a) IMPOSITION OF SANCTIONS.—

16 (1) IN GENERAL.—On and after the date that
17 is 90 days after the date of the enactment of this
18 Act, the President shall impose the sanctions de-
19 scribed in subsection (b) with respect to a foreign
20 person that the President determines knowingly en-
21 gaged, on or after such date of enactment, in an ac-
22 tivity described in paragraph (2).

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

1 (A) owns or operates a foreign port that,
2 on or after the date of the enactment of this
3 Act, permitted to dock at such foreign port a
4 vessel—

5 (i) that is included on the list of spe-
6 cially designated nationals and blocked
7 persons maintained by the Office of For-
8 eign Assets Control of the Department of
9 the Treasury for transporting Iranian
10 crude oil; or

11 (ii) of which the operator or owner of
12 such vessel otherwise knowingly engages in
13 a significant transaction to transport, off-
14 load, or deal in condensate, refined, or
15 unrefined petroleum products, or other pe-
16 trochemical products originating from the
17 Islamic Republic of Iran;

18 (B) owns or operates a vessel that con-
19 ducts a sea-to-sea transfer involving a signifi-
20 cant transaction of any petroleum product origi-
21 nating from the Islamic Republic of Iran;

22 (C) owns or operates a refinery that en-
23 gages in a significant transaction to process, re-
24 fine, or otherwise deal in any petroleum product
25 originating from the Islamic Republic of Iran;

1 (D) is a family member of a foreign person
2 described in subparagraph (A), (B), or (C);

3 (E) is owned or controlled by a foreign
4 person described in subparagraph (A), (B), (C),
5 or (D); or

6 (F) engages in a significant transaction
7 with, or provides material support to, a foreign
8 person described in subparagraph (A), (B), (C),
9 (D), or (E).

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

12 (1) SANCTIONS ON FOREIGN VESSELS.—Subject
13 to such regulations as the President may prescribe,
14 the President may prohibit a vessel described in sub-
15 section (a)(2)(A) or (a)(2)(B) from landing at any
16 port in the United States—

17 (A) with respect to a vessel described in
18 subsection (a)(2)(A), for a period of not more
19 than 2 years beginning on the date on which
20 the President imposes sanctions with respect to
21 a related foreign port described in subsection
22 (a)(2)(A); and

23 (B) with respect to a vessel described in
24 subsection (a)(2)(B), for a period of not more
25 than 2 years.

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

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

13 (A) VISAS, ADMISSION, OR PAROLE.—In
14 the case of an alien, the alien 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.—The visa or other
2 entry documentation of an alien described
3 in subparagraph (A) shall be revoked, re-
4 gardless of when such visa or other entry
5 documentation was issued.

6 (ii) IMMEDIATE EFFECT.—A revoca-
7 tion under clause (i) shall—

8 (I) take effect immediately;

9 (II) automatically cancel any
10 other valid visa or entry documenta-
11 tion that is in the alien's possession;
12 and

13 (III) be implemented in accord-
14 ance with section 221(i) of the Immi-
15 gration and Nationality Act (8 U.S.C.
16 1201(i)).

17 (4) IMPLEMENTATION; PENALTIES.—

18 (A) IMPLEMENTATION.—The President—

19 (i) may exercise all authorities pro-
20 vided under sections 203 and 205 of the
21 International Emergency Economic Powers
22 Act (50 U.S.C. 1702 and 1704) to carry
23 out this section; and

24 (ii) not later than 180 days after the
25 date of the enactment of this Act, shall

1 prescribe such regulations as necessary to
2 carry out this Act.

3 (B) NOTIFICATION TO CONGRESS.—Not
4 later than 10 days before the effective date of
5 any regulation prescribed under subparagraph
6 (A)(ii), the President shall brief the appropriate
7 congressional committees on the proposed regu-
8 lations and the provisions of this Act relating to
9 such regulations.

10 (C) PENALTIES.—A person that violates,
11 attempts to violate, conspires to violate, or
12 causes a violation of this section or any regula-
13 tion, license, or order issued to carry out this
14 section shall be subject to the penalties set
15 forth in subsections (b) and (c) of section 206
16 of the International Emergency Economic Pow-
17 ers Act (50 U.S.C. 1705) to the same extent as
18 a person that commits an unlawful act de-
19 scribed in subsection (a) of that section.

20 (e) EXCEPTIONS.—

21 (1) EXCEPTION RELATING TO IMPORTATION OF
22 GOODS.—

23 (A) IN GENERAL.—A requirement to block
24 and prohibit all transactions in all property and
25 interests in property under this section shall not

1 include the authority or a requirement to im-
2 pose sanctions on the importation of goods.

3 (B) GOOD.—In this paragraph, the term
4 “good” means any article, natural or manmade
5 substance, material, supply or manufactured
6 product, including inspection and test equip-
7 ment, and excluding technical data.

8 (2) EXCEPTION TO COMPLY WITH UNITED NA-
9 TIONS HEADQUARTERS AGREEMENT AND LAW EN-
10 FORCEMENT ACTIVITIES.—Sanctions under sub-
11 section (b)(3) shall not apply with respect to an
12 alien if admitting or paroling the alien into the
13 United States is necessary to permit the United
14 States to comply with the Agreement regarding the
15 Headquarters of the United Nations, signed at Lake
16 Success June 26, 1947, and entered into force No-
17 vember 21, 1947, between the United Nations and
18 the United States, or other applicable international
19 obligations of the United States.

20 (3) EXCEPTION TO COMPLY WITH INTEL-
21 LIGENCE, LAW ENFORCEMENT, AND OTHER NA-
22 TIONAL SECURITY ACTIVITIES.—Sanctions under
23 subsection (b) shall not apply with respect to a for-
24 eign person if such foreign person is a subject or
25 target of, or otherwise involved in, an intelligence,

1 law enforcement, or national security activity of the
2 United States, as determined by the President.

3 (d) WAIVERS.—

4 (1) IN GENERAL.—The President may waive
5 the application of sanctions under this section with
6 respect to a foreign person for a period not to exceed
7 180 days if the President—

8 (A) determines that such a waiver is vital
9 to the national interests of the United States;
10 and

11 (B) not less than 15 days before the grant-
12 ing of the waiver, submits to the appropriate
13 congressional committees a notice of and jus-
14 tification for the waiver.

15 (2) SPECIAL RULE.—

16 (A) IN GENERAL.—The President may
17 waive the application of sanctions under this
18 section with respect to a foreign person if the
19 President certifies in writing to the appropriate
20 congressional committees that—

21 (i) the foreign person—

22 (I) has ceased engaging in activi-
23 ties described in subsection (b); or

1 (II) has taken and is continuing
2 to take significant verifiable steps to-
3 ward ceasing such activities; and

4 (ii) the President has received reliable
5 assurances from the government of the for-
6 eign country that such foreign person will
7 not resume engaging in any activity de-
8 scribed in subsection (b).

9 (B) SUNSET.—The authority to grant a
10 waiver under this paragraph shall terminate on
11 the date that is 5 years after the date of the
12 enactment of this Act.

13 **SEC. 5. REPORT ON PETROLEUM AND PETROLEUM PROD-**
14 **UCT EXPORTS FROM IRAN.**

15 (a) IN GENERAL.—Not later than 120 days after the
16 date of the enactment of this Act, the Administrator of
17 the Energy Information Administration shall submit to
18 the appropriate congressional committees a report on the
19 increase exports of petroleum and petroleum products by
20 the Islamic Republic of Iran.

21 (b) CONTENTS.—The report required by subsection
22 (a) shall include the following:

23 (1) An analysis of the export and sale of petro-
24 leum and petroleum products by the Islamic Repub-
25 lic of Iran since 2018, including—

1 (A) an estimate of the annual revenue of
2 the export and sale of petroleum by the Islamic
3 Republic of Iran, disaggregated by year;

4 (B) an estimate of the annual revenue of
5 the export and sale of petroleum to the People's
6 Republic of China by the Islamic Republic of
7 Iran, disaggregated by year;

8 (C) the number of petroleum and crude oil
9 barrels annually exported by the Islamic Repub-
10 lic of Iran, disaggregated by year;

11 (D) the number of petroleum and crude oil
12 barrels annually exported to the People's Re-
13 public of China by the Islamic Republic of Iran,
14 disaggregated by year;

15 (E) the number of petroleum and crude oil
16 barrels annually exported to countries other
17 than the People's Republic of China by the Is-
18 lamic Republic of Iran, disaggregated by year;

19 (F) the average price per petroleum and
20 crude oil barrel annually exported by the Is-
21 lamic Republic of Iran, disaggregated by year;
22 and

23 (G) the average price per petroleum and
24 crude oil barrel annually exported to the Peo-

1 ple's Republic of China by the Islamic Republic
2 of Iran, disaggregated by year.

3 (2) An analysis of the labeling practices of the
4 Islamic Republic of Iran with respect to exported pe-
5 troleum and petroleum products.

6 (3) A description of persons involved in the ex-
7 port and sale of petroleum and petroleum products
8 from the Islamic Republic of Iran.

9 (4) A description of vessels involved in the ex-
10 port and sale of petroleum and petroleum products
11 from the Islamic Republic of Iran.

12 (5) A description of foreign ports involved in
13 the export and sale of petroleum and petroleum
14 products from the Islamic Republic of Iran.

15 (c) FORM.—The report required by subsection (a)
16 shall be submitted in unclassified form but may include
17 a classified annex.

18 (d) PUBLICATION.—The unclassified portion of the
19 report required by subsection (a) shall be posted on a pub-
20 licly available website of the Energy Information Adminis-
21 tration.