

105TH CONGRESS  
1ST SESSION

# S. 873

To amend the prohibition of title 18, United States Code, against financial transactions with state sponsors of international terrorism.

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IN THE SENATE OF THE UNITED STATES

JUNE 10, 1997

Mr. ASHCROFT introduced the following bill; which was read twice and referred to the Committee on the Judiciary

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## A BILL

To amend the prohibition of title 18, United States Code, against financial transactions with state sponsors of international terrorism.

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 “Prohibition on Finan-  
5 cial Transactions With Countries Supporting Terrorism  
6 Act of 1997”.

7 **SEC. 2. FINANCIAL TRANSACTIONS WITH STATE SPONSORS**  
8 **OF INTERNATIONAL TERRORISM.**

9 (a) PROHIBITED TRANSACTIONS.—Section 2332d(a)  
10 of title 18, United States Code, is amended—

1           (1) by striking “Except as provided in regula-  
2           tions issued by the Secretary of the Treasury, in  
3           consultation with the Secretary of State, whoever”  
4           and inserting “(1) Except as provided in paragraph  
5           (2) or (3), whoever”;

6           (2) by inserting “of 1979” after “Export Ad-  
7           ministration Act”; and

8           (3) by adding at the end the following:

9           “(2) Paragraph (1) does not apply to any financial  
10          transaction—

11           “(A) engaged in by an officer or employee of  
12           the United States acting within his or her official ca-  
13           pacity;

14           “(B) for the sole purpose of providing humani-  
15           tarian assistance in a country designated under sec-  
16           tion 6(j) of the Export Administration Act of 1979;

17           “(C) involving travel or other activity by any  
18           journalist or other member of the news media in a  
19           country designated under section 6(j) of the Export  
20           Administration Act of 1979; or

21           “(D) within a class of financial transactions,  
22           and with a specified country, covered by a deter-  
23           mination of the President stating that it is vital to  
24           the national security interests of the United States

1 that financial transactions of that class and with  
2 that country be permitted.

3 “(3) Each determination under paragraph (2)(D)  
4 shall be published in the Federal Register at least 15 days  
5 in advance of the transaction and shall include a state-  
6 ment of the determination, a detailed explanation of the  
7 types of financial transactions permitted, the estimated  
8 dollar amount of the financial transactions permitted, and  
9 an explanation of the manner in which those financial  
10 transactions would further the national interests of the  
11 United States.

12 “(4) The President shall submit a report to the Com-  
13 mittees on Foreign Relations and Appropriations of the  
14 Senate and the Committees on International Relations  
15 and Appropriations of the House of Representatives and  
16 the Speaker of the House of Representatives containing  
17 any determination under paragraph (2)(D) at least 30  
18 days before the determination is to take effect. Any such  
19 determination shall be effective only for a period of 12  
20 months but may be extended for an additional period or  
21 periods of 12 months each.”.

22 (b) DEFINITION.—Section 2332d(b) of title 18, Unit-  
23 ed States Code, is amended—

24 (1) by striking “and” at the end of paragraph

25 (1);

1           (2) by redesignating paragraph (2) as para-  
2           graph (3); and

3           (3) by inserting after paragraph (1) the follow-  
4           ing:

5           “(2) the term ‘humanitarian assistance’ in-  
6           cludes, but is not limited to, the provision of medi-  
7           cines and religious materials; and”.

8           (c) EFFECTIVE DATE.—The amendments made by  
9           this section shall apply to financial transactions entered  
10          into on or after the date of enactment of this Act.

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