

117TH CONGRESS
2D SESSION

S. 5232

To require the imposition of sanctions with respect to the sale, supply,
or transfer of gold to or from the Russian Federation.

IN THE SENATE OF THE UNITED STATES

DECEMBER 12, 2022

Mr. CORNYN (for himself and Mr. KING) introduced the following bill; which
was read twice and referred to the Committee on Banking, Housing, and
Urban Affairs

A BILL

To require the imposition of sanctions with respect to the
sale, supply, or transfer of gold to or from the Russian
Federation.

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 Russian Govern-
5 ment and Oligarchs from Limiting Democracy Act of
6 2022” or the “Stop Russian GOLD Act of 2022”.

1 **SEC. 2. IMPOSITION OF SANCTIONS WITH RESPECT TO THE**
2 **SALE, SUPPLY, OR TRANSFER OF GOLD TO OR**
3 **FROM RUSSIA.**

4 (a) IDENTIFICATION.—Not later than 90 days after
5 the date of the enactment of this Act, and periodically as
6 necessary thereafter, the President—

7 (1) shall submit to Congress a report identi-
8 fying foreign persons that knowingly participated in
9 a significant transaction—

10 (A) for the sale, supply, or transfer (in-
11 cluding transportation) of gold, directly or indi-
12 rectly, to or from the Russian Federation or the
13 Government of the Russian Federation, includ-
14 ing from reserves of the Central Bank of the
15 Russian Federation held outside the Russian
16 Federation; or

17 (B) that otherwise involved gold in which
18 the Government of the Russian Federation had
19 any interest; and

20 (2) shall impose the sanctions described in sub-
21 section (b)(1) with respect to each such person; and

22 (3) may impose the sanctions described in sub-
23 section (b)(2) with respect to any such person that
24 is an alien.

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

1 (1) BLOCKING OF PROPERTY.—The exercise of
2 all powers granted to the President by the Inter-
3 national Emergency Economic Powers Act (50
4 U.S.C. 1701 et seq.) to the extent necessary to block
5 and prohibit all transactions in all property and in-
6 terests in property of a foreign person identified in
7 the report required by subsection (a)(1) if such
8 property and interests in property are in the United
9 States, come within the United States, or are or
10 come within the possession or control of a United
11 States person.

12 (2) INELIGIBILITY FOR VISAS, ADMISSION, OR
13 PAROLE.—

14 (A) VISAS, ADMISSION, OR PAROLE.—An
15 alien described in subsection (a)(1) is—

16 (i) inadmissible to the United States;

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

19 and

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

25 (B) CURRENT VISAS REVOKED.—

1 (i) IN GENERAL.—The issuing con-
2 sular officer, the Secretary of State, or the
3 Secretary of Homeland Security (or a des-
4 ignee of one of such Secretaries) shall, in
5 accordance with section 221(i) of the Im-
6 migration and Nationality Act (8 U.S.C.
7 1201(i)), revoke any visa or other entry
8 documentation issued to an alien described
9 in subsection (a)(1).

10 (ii) IMMEDIATE EFFECT.—The rev-
11 ocation under clause (i) of a visa or other
12 entry documentation issued to an alien
13 shall—

14 (I) take effect immediately; and

15 (II) automatically cancel any
16 other valid visa or entry documenta-
17 tion that is in the alien's possession.

18 (c) IMPLEMENTATION; PENALTIES.—

19 (1) IMPLEMENTATION.—The President may ex-
20 ercise all authorities provided under sections 203
21 and 205 of the International Emergency Economic
22 Powers Act (50 U.S.C. 1702 and 1704) to carry out
23 this section.

24 (2) PENALTIES.—A person that violates, at-
25 tempts to violate, conspires to violate, or causes a

1 violation of this section or any regulation, license, or
2 order issued to carry out this section shall be subject
3 to the penalties set forth in subsections (b) and (c)
4 of section 206 of the International Emergency Eco-
5 nomic Powers Act (50 U.S.C. 1705) to the same ex-
6 tent as a person that commits an unlawful act de-
7 scribed in subsection (a) of that section.

8 (d) NATIONAL INTEREST WAIVER.—The President
9 may waive the imposition of sanctions under this section
10 with respect to a person if the President—

11 (1) determines that such a waiver is in the na-
12 tional interests of the United States; and

13 (2) submits to Congress a notification of the
14 waiver and the reasons for the waiver.

15 (e) TERMINATION.—

16 (1) IN GENERAL.—Except as provided in para-
17 graph (2), the requirement to impose sanctions
18 under this section, and any sanctions imposed under
19 this section, shall terminate on the earlier of—

20 (A) the date that is 3 years after the date
21 of the enactment of this Act; or

22 (B) the date that is 30 days after the date
23 on which the President certifies to Congress
24 that—

1 (i) the Government of the Russian
2 Federation has ceased its destabilizing ac-
3 tivities with respect to the sovereignty and
4 territorial integrity of Ukraine; and

5 (ii) such termination in the national
6 interests of the United States.

7 (2) TRANSITION RULES.—

8 (A) CONTINUATION OF CERTAIN AUTHORI-
9 TIES.—Any authorities exercised before the ter-
10 mination date under paragraph (1) to impose
11 sanctions with respect to a foreign person under
12 this section may continue to be exercised on
13 and after that date if the President determines
14 that the continuation of those authorities is in
15 the national interests of the United States.

16 (B) APPLICATION TO ONGOING INVESTIGA-
17 TIONS.—The termination date under paragraph
18 (1) shall not apply to any investigation of a civil
19 or criminal violation of this section or any regu-
20 lation, license, or order issued to carry out this
21 section, or the imposition of a civil or criminal
22 penalty for such a violation, if—

23 (i) the violation occurred before the
24 termination date; or

1 (ii) the person involved in the viola-
2 tion continues to be subject to sanctions
3 pursuant to subparagraph (A).

4 (f) EXCEPTIONS.—

5 (1) EXCEPTIONS FOR AUTHORIZED INTEL-
6 LIGENCE AND LAW ENFORCEMENT AND NATIONAL
7 SECURITY ACTIVITIES.—This section shall not apply
8 with respect to activities subject to the reporting re-
9 quirements under title V of the National Security
10 Act of 1947 (50 U.S.C. 3091 et seq.) or any author-
11 ized intelligence, law enforcement, or national secu-
12 rity activities of the United States.

13 (2) EXCEPTION TO COMPLY WITH INTER-
14 NATIONAL AGREEMENTS.—Sanctions under sub-
15 section (b)(2) may not apply with respect to the ad-
16 mission of an alien to the United States if such ad-
17 mission is necessary to comply with the obligations
18 of the United States under the Agreement regarding
19 the Headquarters of the United Nations, signed at
20 Lake Success June 26, 1947, and entered into force
21 November 21, 1947, between the United Nations
22 and the United States, or the Convention on Con-
23 sular Relations, done at Vienna April 24, 1963, and
24 entered into force March 19, 1967, or other inter-
25 national obligations.

1 (3) HUMANITARIAN EXEMPTION.—The Presi-
2 dent shall not impose sanctions under this section
3 with respect to any person for conducting or facili-
4 tating a transaction for the sale of agricultural com-
5 modities, food, medicine, or medical devices or for
6 the provision of humanitarian assistance.

7 (4) EXCEPTION RELATING TO IMPORTATION OF
8 GOODS.—

9 (A) IN GENERAL.—The requirement or au-
10 thority to impose sanctions under this section
11 shall not include the authority or a requirement
12 to impose sanctions on the importation of
13 goods.

14 (B) GOOD DEFINED.—In this paragraph,
15 the term “good” means any article, natural or
16 manmade substance, material, supply, or manu-
17 factured product, including inspection and test
18 equipment, and excluding technical data.

19 (g) DEFINITIONS.—In this section:

20 (1) The terms “admission”, “admitted”,
21 “alien”, and “lawfully admitted for permanent resi-
22 dence” have the meanings given those terms in sec-
23 tion 101 of the Immigration and Nationality Act (8
24 U.S.C. 1101).

1 (2) The term “foreign person” means an indi-
2 vidual or entity that is not a United States person.

3 (3) The term “knowingly”, with respect to con-
4 duct, a circumstance, or a result, means that a per-
5 son has actual knowledge, or should have known, of
6 the conduct, the circumstance, or the result.

7 (4) The term “United States person” means—

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

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

15 (C) any person in the United States.

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