

HR 2105

Iran, North Korea, and Syria Nonproliferation Reform and Modernization Act of 2011

Congress: 112 (2011–2013, Ended)

Chamber: House

Policy Area: International Affairs

Introduced: Jun 3, 2011

Current Status: Received in the Senate and Read twice and referred to the Committee on Foreign Relations.

Latest Action: Received in the Senate and Read twice and referred to the Committee on Foreign Relations. (Dec 14, 2011)

Official Text: <https://www.congress.gov/bill/112th-congress/house-bill/2105>

Sponsor

Name: Rep. Ros-Lehtinen, Ileana [R-FL-18]

Party: Republican • **State:** FL • **Chamber:** House

Cosponsors (46 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Sherman, Brad [D-CA-27]	D · CA		Jun 3, 2011
Rep. Miller, Candice S. [R-MI-10]	R · MI		Aug 1, 2011
Rep. Scott, Tim [R-SC-1]	R · SC		Aug 1, 2011
Rep. Smith, Lamar [R-TX-21]	R · TX		Aug 1, 2011
Rep. Turner, Robert L. [R-NY-9]	R · NY		Nov 1, 2011
Rep. Bilirakis, Gus M. [R-FL-9]	R · FL		Nov 2, 2011
Rep. Smith, Christopher H. [R-NJ-4]	R · NJ		Nov 2, 2011
Rep. Hultgren, Randy [R-IL-14]	R · IL		Nov 16, 2011
Rep. Young, Don [R-AK-At Large]	R · AK		Nov 16, 2011
Rep. Calvert, Ken [R-CA-44]	R · CA		Nov 22, 2011
Rep. Myrick, Sue Wilkins [R-NC-9]	R · NC		Nov 22, 2011
Rep. Chabot, Steve [R-OH-1]	R · OH		Dec 7, 2011
Rep. Ellmers, Renee L. [R-NC-2]	R · NC		Dec 7, 2011
Rep. Franks, Trent [R-AZ-2]	R · AZ		Dec 7, 2011
Rep. Berman, Howard L. [D-CA-28]	D · CA		Dec 12, 2011
Rep. Buerkle, Ann Marie [R-NY-25]	R · NY		Dec 12, 2011
Rep. Burton, Dan [R-IN-5]	R · IN		Dec 12, 2011
Rep. Coble, Howard [R-NC-6]	R · NC		Dec 12, 2011
Rep. Fortenberry, Jeff [R-NE-1]	R · NE		Dec 12, 2011
Rep. Gallegly, Elton [R-CA-24]	R · CA		Dec 12, 2011
Rep. Johnson, Bill [R-OH-6]	R · OH		Dec 12, 2011
Rep. Kelly, Mike [R-PA-3]	R · PA		Dec 12, 2011
Rep. King, Peter T. [R-NY-3]	R · NY		Dec 12, 2011
Rep. Marino, Tom [R-PA-10]	R · PA		Dec 12, 2011
Rep. McCaul, Michael T. [R-TX-10]	R · TX		Dec 12, 2011
Rep. McKeon, Howard P. "Buck" [R-CA-25]	R · CA		Dec 12, 2011
Rep. Meehan, Patrick [R-PA-7]	R · PA		Dec 12, 2011
Rep. Poe, Ted [R-TX-2]	R · TX		Dec 12, 2011
Rep. Rangel, Charles B. [D-NY-15]	D · NY		Dec 12, 2011
Rep. Rivera, David [R-FL-25]	R · FL		Dec 12, 2011
Rep. Royce, Edward R. [R-CA-40]	R · CA		Dec 12, 2011
Rep. Aderholt, Robert B. [R-AL-4]	R · AL		Dec 13, 2011
Rep. Coffman, Mike [R-CO-6]	R · CO		Dec 13, 2011
Rep. Dold, Robert J. [R-IL-10]	R · IL		Dec 13, 2011
Rep. Duncan, Jeff [R-SC-3]	R · SC		Dec 13, 2011
Rep. Griffin, Tim [R-AR-2]	R · AR		Dec 13, 2011
Rep. Lamborn, Doug [R-CO-5]	R · CO		Dec 13, 2011
Rep. Marchant, Kenny [R-TX-24]	R · TX		Dec 13, 2011
Rep. McMorris Rodgers, Cathy [R-WA-5]	R · WA		Dec 13, 2011
Rep. Murphy, Tim [R-PA-18]	R · PA		Dec 13, 2011
Rep. Pence, Mike [R-IN-6]	R · IN		Dec 13, 2011

Cosponsor	Party / State	Role	Date Joined
Rep. Pompeo, Mike [R-KS-4]	R · KS		Dec 13, 2011
Rep. Rogers, Mike J. [R-MI-8]	R · MI		Dec 13, 2011
Rep. Schmidt, Jean [R-OH-2]	R · OH		Dec 13, 2011
Rep. Turner, Michael R. [R-OH-3]	R · OH		Dec 13, 2011
Rep. Young, Todd [R-IN-9]	R · IN		Dec 13, 2011

Committee Activity

Committee	Chamber	Activity	Date
Financial Services Committee	House	Referred to	Jul 29, 2011
Foreign Affairs Committee	House	Discharged from	Nov 2, 2011
Foreign Relations Committee	Senate	Referred To	Dec 15, 2011
Judiciary Committee	House	Referred to	Aug 25, 2011
Oversight and Government Reform Committee	House	Referred to	Jun 20, 2011
Science, Space, and Technology Committee	House	Referred to	Jun 17, 2011
Transportation and Infrastructure Committee	House	Referred to	Jun 6, 2011
Transportation and Infrastructure Committee	House	Referred to	Jun 6, 2011
Ways and Means Committee	House	Referred to	Jun 14, 2011

Subjects & Policy Tags

Policy Area:

International Affairs

Related Bills

No related bills are listed.

Iran, North Korea, and Syria Nonproliferation Reform and Modernization Act of 2011 - (Sec. 2) States that it shall be U.S. policy to fully implement and enforce sanctions against Iran, North Korea, and Syria for their proliferation activities and policies.

(Sec. 3) Directs the President to transmit to Congress a report identifying any foreign person who on or after January 1, 1999, transferred to or acquired from Iran, who on or after January 1, 2005, transferred to or acquired from Syria, or who on or after January 1, 2006, transferred to or acquired from North Korea: (1) certain listed nuclear, dual use, missile, chemical, biological, toxic, or nonlisted but otherwise prohibited goods, services, or technology; (2) acquired, mined, or otherwise extracted materials within the territory or control of Iran, North Korea, or Syria for purposes relating to such countries' nuclear, biological, or chemical weapons, or missile development programs; (3) transferred to Iran, Syria, or North Korea goods, services, or technology that could assist such countries' efforts to extract or mill uranium ore; or (4) provided a vessel, insurance, reinsurance, or any other shipping service for transporting goods to or from Iran, North Korea, or Syria for purposes relating to such countries' nuclear, biological, or chemical weapons, or missile development programs.

Exempts from such identification in a report any foreign person who: (1) was identified in a prior report concerning the same transfer, or (2) has engaged in a transfer on behalf of the U.S. government.

Directs the President to establish a process to assess possible transfers to Iran of goods, services, or technology relating to nuclear, chemical, or biological weapons or ballistic missiles.

(Sec. 4) Directs the President to apply the following for at least two years against an identified person (or a controlling person, subsidiary or successor of such person): (1) arms export prohibitions, (2) Executive Order 12938 prohibitions, (3) dual use export prohibitions, (4) investment prohibitions, (5) financing prohibitions, and (6) financial assistance prohibitions.

(Sec. 5) Exempts a person from such measures if the President certifies to Congress that in the case of a transfer or acquisition of goods, services, or technology: (1) such person did not, on or after January 1, 1999, knowingly transfer to or acquire from Iran, North Korea, or Syria such goods, services, or technology; (2) such transferred goods, services, or technology did not contribute to the efforts of Iran, North Korea, or Syria to develop nuclear, biological, or chemical weapons, or ballistic or cruise missile systems, specified munitions, or destabilizing types or amounts of conventional weapons; (3) such person is subject to the primary jurisdiction of a government that is an adherent to one or more relevant nonproliferation regimes and such transfer was made in accordance with the appropriate guidelines; or (4) the government with primary jurisdiction over such person has imposed meaningful penalties on such person.

Exempts a person from such measures if the President certifies to Congress that in the case of: (1) an acquisition of materials mined or otherwise extracted within the territory of Iran, North Korea, or Syria for purposes relating to nuclear, biological, or chemical weapons, or ballistic or cruise missile development programs such person did not acquire these materials; or (2) the provision of a vessel, insurance or reinsurance, or another shipping service for the transportation of goods to or from Iran, North Korea, or Syria for purposes relating to such programs, such person did not provide a vessel or service.

(Sec. 6) Prohibits U.S. nuclear cooperation agreements and related export licenses and transfers of materials, services and goods with a country that is assisting the nuclear program of Iran, North Korea, or Syria, or is transferring advanced

conventional weapons to such countries.

(Sec. 7) Directs the President to submit an annual report to Congress that identifies each country that allows foreign persons under its jurisdiction to engage in activities that are sanctionable under this Act.

(Sec. 8) Directs the President to prohibit assistance (other than humanitarian assistance) under the Foreign Assistance Act of 1961 and not issue export licenses for defense articles or defense services under the Arms Export Control Act to a foreign country that is assisting Iran, North Korea, or Syria in the acquisition, development, or proliferation of weapons of mass destruction or ballistic missiles. Authorizes the provision of such assistance if the President notifies Congress that the country is no longer assisting Iran, North Korea, or Syria in such activities.

(Sec. 9) Prohibits any U.S. government agency from making extraordinary payments in connection with the International Space Station to the Russian Aviation and Space Agency or any other organization of the government of the Russian Federation unless the President has reported to Congress that: (1) it is Russian policy to oppose the proliferation to or from Iran, North Korea, and Syria of weapons of mass destruction and missile delivery systems; (2) the government of the Russian Federation has demonstrated a commitment to prevent the transfer to or from Iran, North Korea, and Syria of goods, services, and technology that could make a material contribution to Iran's nuclear, biological, chemical weapons, or missile programs; and (3) the Russian Aviation and Space Agency has not, during the one-year period ending on the date of such presidential determination, made transfers that are reportable under this Act to or from Iran, North Korea, or Syria.

Authorizes the National Aeronautics and Space Administration (NASA) to make extraordinary payments in connection with the International Space Station to the Russian Aviation and Space Agency that would otherwise be prohibited under this Act: (1) if such payments are necessary for crew safety aboard the International Space Station; or (2) for the construction, testing, preparation, delivery, launch, or maintenance of the Service Module, and for the purchase (not to exceed \$14 million) of the pressure dome for the Interim Control Module and the Androgynous Peripheral Docking Adapter for the U.S. propulsion module under specified conditions.

Directs the President to report to Congress identifying each Russian person or entity that the U.S. government has paid since November 22, 2005, for work to be performed or services to be rendered under the Agreement Concerning Cooperation on the Civil International Space Station or any related protocol, agreement, or contract.

(Sec. 10) Directs the Secretary of State to deny a visa to, and the Secretary of Homeland Security (DHS) to exclude from the United States, an alien listed in a report identifying persons involved in specified weapons proliferation activities with Iran.

(Sec. 11) Amends the Ports and Waterways Safety Act to require, before a vessel arrives at a U.S. port, the owner, charterer, operator, or master of the vessel to certify that the vessel did not enter a port in Iran, North Korea, or Syria during the 180-day period ending on the date of the vessel's U.S. port arrival.

Prohibits from landing in a U.S. port for at least two years: (1) any vessel for which a false certification was made; and (2) any other vessel owned or operated by a parent corporation, partnership, association, or individual proprietorship of the vessel for which the false certification was made.

Directs the Secretary to: (1) identify foreign ports at which vessels have landed during the preceding 12-month period that have also landed at ports in Iran, North Korea, or Syria during such period; and (2) inspect vessels arriving in the United States from such foreign ports to establish whether a vessel was involved, during the 12-month period ending on the date

of the vessel's U.S. arrival, in any activity that would be sanctionable under this Act.

(Sec. 12) Directs the President to apply foreign exchange, banking, property and loan guarantee sanctions to any person who provides to or acquires from Iran, North Korea, or Syria goods or technology that is used, or is likely to be used, for military applications.

Directs the Secretary of Energy, the Secretary of Commerce, and the Nuclear Regulatory Commission (NRC), before issuing an export license for nuclear cooperation or approving a loan guarantee or any other U.S. assistance with respect to a nuclear energy project, to certify to Congress that issuing the license or approving the loan guarantee will not permit the transfer of any goods or technology that may have military application to Iran, North Korea, or Syria.

(Sec. 14) Repeals the Iran, North Korea, and Syria Nonproliferation Act.

Actions Timeline

- **Dec 14, 2011:** Considered as unfinished business. (consideration: CR H8938-8939)
- **Dec 14, 2011:** Passed/agreed to in House: On motion to suspend the rules and pass the bill, as amended Agreed to by the Yeas and Nays: (2/3 required): 418 - 2 (Roll no. 928).(text: CR 12/13/2011 H8859-8864)
- **Dec 14, 2011:** Motion to reconsider laid on the table Agreed to without objection.
- **Dec 14, 2011:** On motion to suspend the rules and pass the bill, as amended Agreed to by the Yeas and Nays: (2/3 required): 418 - 2 (Roll no. 928). (text: CR 12/13/2011 H8859-8864)
- **Dec 14, 2011:** Received in the Senate and Read twice and referred to the Committee on Foreign Relations.
- **Dec 13, 2011:** Ms. Ros-Lehtinen moved to suspend the rules and pass the bill, as amended.
- **Dec 13, 2011:** Considered under suspension of the rules. (consideration: CR H8859-8870)
- **Dec 13, 2011:** DEBATE - The House proceeded with forty minutes of debate on H.R. 2105.
- **Dec 13, 2011:** At the conclusion of debate, the Yeas and Nays were demanded and ordered. Pursuant to the provisions of clause 8, rule XX, the Chair announced that further proceedings on the motion would be postponed.
- **Nov 2, 2011:** Committee Consideration and Mark-up Session Held.
- **Nov 2, 2011:** Ordered to be Reported (Amended) by Unanimous Consent.
- **Nov 2, 2011:** Subcommittee on Terrorism, Nonproliferation, and Trade Discharged.
- **Aug 25, 2011:** Referred to the Subcommittee on Immigration Policy and Enforcement.
- **Aug 2, 2011:** Referred to the Subcommittee on Terrorism, Nonproliferation, and Trade.
- **Jul 29, 2011:** Referred to the Subcommittee on International Monetary Policy and Trade.
- **Jun 20, 2011:** Referred to the Subcommittee on Technology, Information Policy, Intergovernmental Relations and Procurement Reform .
- **Jun 17, 2011:** Referred to the Subcommittee on Space and Aeronautics.
- **Jun 14, 2011:** Referred to the Subcommittee on Trade.
- **Jun 6, 2011:** Referred to the Subcommittee on Aviation.
- **Jun 6, 2011:** Referred to the Subcommittee on Coast Guard and Maritime Transportation.
- **Jun 3, 2011:** Introduced in House
- **Jun 3, 2011:** Referred to the Committee on Foreign Affairs, and in addition to the Committees on Oversight and Government Reform, the Judiciary, Ways and Means, Science, Space, and Technology, Financial Services, and Transportation and Infrastructure, 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.