

## S 3406

Russia and Moldova Jackson-Vanik Repeal and Magnitsky Rule of Law Accountability Act of 2012

**Congress:** 112 (2011–2013, Ended)

**Chamber:** Senate

**Policy Area:** Foreign Trade and International Finance

**Introduced:** Jul 19, 2012

**Current Status:** By Senator Baucus from Committee on Finance filed written report. Report No. 112-226. Additional views

**Latest Action:** By Senator Baucus from Committee on Finance filed written report. Report No. 112-226. Additional views filed. (Sep 20, 2012)

**Official Text:** <https://www.congress.gov/bill/112th-congress/senate-bill/3406>

### Sponsor

**Name:** Sen. Baucus, Max [D-MT]

**Party:** Democratic • **State:** MT • **Chamber:** Senate

### Cosponsors

*No cosponsors are listed for this bill.*

### Committee Activity

Committee	Chamber	Activity	Date
Finance Committee	Senate	Reported Original Measure	Jul 19, 2012

### Subjects & Policy Tags

#### Policy Area:

Foreign Trade and International Finance

### Related Bills

Bill	Relationship	Last Action
112 HR 6156	Related bill	<b>Dec 14, 2012:</b> Became Public Law No: 112-208.
112 S 1039	Related bill	<b>Jul 23, 2012:</b> Placed on Senate Legislative Calendar under General Orders. Calendar No. 469.
112 S 3285	Related bill	<b>Jun 12, 2012:</b> Read twice and referred to the Committee on Finance.
112 HR 4405	Related bill	<b>Jun 7, 2012:</b> Ordered to be Reported (Amended) by Voice Vote.
112 S 309	Related bill	<b>Feb 8, 2011:</b> Read twice and referred to the Committee on Finance.

Russia and Moldova Jackson-Vanik Repeal and Magnitsky Rule of Law Accountability Act of 2012 - Authorizes the President to: (1) determine that title IV (Jackson-Vanik Amendment) of the Trade Act of 1974 (denying nondiscriminatory treatment [normal trade relations treatment] to non-market countries that restrict freedom of emigration and other human rights) should no longer apply to the Russian Federation, and (2) extend permanent normal trade relations treatment to the products of the Russian Federation upon its accession to the World Trade Organization (WTO).

Directs the U.S. Trade Representative (USTR) to assess annually for Congress: (1) the extent to which the Russian Federation is implementing the WTO Agreement and certain related agreements, and (2) the progress made by the Russian Federation in acceding to and implementing the Ministerial Declaration on Trade in Information Technology Products of the WTO (Information Technology Agreement) and the Agreement on Government Procurement of the Uruguay Round Agreements Act. Requires the USTR also to include in the report a plan of action to encourage the Russian Federation to improve its implementation of, or increase its progress in acceding to, the agreement when appropriate.

Directs the USTR to report annually to Congress on enforcement actions taken by the USTR against the Russian Federation to ensure full compliance of its obligations as a WTO member.

Directs the USTR and the Secretary of State to report jointly and annually to Congress on measures they have taken and the results achieved in promoting the rule of law in the Russian Federation to support U.S. investment.

Directs the Secretary of Commerce to establish a phone hotline and secure website accessible both within and outside of the Russian Federation to allow U.S. entities to report instances of bribery and to request U.S. assistance with respect to corruption in the Russian Federation.

Amends the Trade Act of 1974 to direct the USTR to include in the annual National Trade Estimates report on barriers to access of foreign markets an identification and analysis of any laws, policies, or practices of the Russian Federation that deny fair and equitable market access to U.S. digital trade.

Requires the USTR to continue to pursue the reduction of barriers to trade imposed on U.S. exports by the Russian Federation.

Sergei Magnitsky Rule of Law Accountability Act of 2012 - Directs the Secretary of State to publish and update a list of each person the Secretary has reason to believe: (1) is responsible for, or benefitted financially from, the detention, abuse, or death of Sergei Magnitsky, participated in related liability concealment efforts, or was involved in the criminal conspiracy uncovered by Sergei Magnitsky; or (2) is responsible for extrajudicial killings, torture, or other human rights violations committed against individuals seeking to promote human rights or to expose illegal activity carried out by officials of the government of the Russian Federation.

Makes an alien on such list ineligible to enter or be admitted to the United States. Revokes any visa issued for such person.

Authorizes the Secretary of State to waive such prohibition if it is in the U.S. national security interest or if it is necessary for compliance with the Agreement between the United Nations (U.N.) and the United States regarding the U.N. Headquarters. Requires congressional notification of any such waiver.

Directs the Secretary of the Treasury to freeze and prohibit U.S. property transactions of an individual who is on the list if such property and property interests are in the United States, come within the United States, or are in or come within the control of a U.S. person or entity. Authorizes the Secretary to waive such actions if in the U.S. national security interest. Requires congressional notification of any such waiver.

Authorizes the President to: (1) determine that the Jackson-Vanik Amendments should no longer apply to Moldova, and (2) extend permanent normal trade relations treatment to the products of Moldova.

### **Actions Timeline**

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- **Sep 20, 2012:** By Senator Baucus from Committee on Finance filed written report. Report No. 112-226. Additional views filed.
- **Jul 19, 2012:** Introduced in Senate
- **Jul 19, 2012:** Committee on Finance. Original measure reported to Senate by Senator Baucus. Without written report.
- **Jul 19, 2012:** Placed on Senate Legislative Calendar under General Orders. Calendar No. 461.