

## HR 6156

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

**Congress:** 112 (2011–2013, Ended)

**Chamber:** House

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

**Introduced:** Jul 19, 2012

**Current Status:** Became Public Law No: 112-208.

**Latest Action:** Became Public Law No: 112-208. (Dec 14, 2012)

**Law:** 112-208 (Enacted Dec 14, 2012)

**Official Text:** <https://www.congress.gov/bill/112th-congress/house-bill/6156>

### Sponsor

**Name:** Rep. Camp, Dave [R-MI-4]

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

### Cosponsors (14 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Blumenauer, Earl [D-OR-3]	D · OR		Jul 19, 2012
Rep. Brady, Kevin [R-TX-8]	R · TX		Jul 19, 2012
Rep. Crowley, Joseph [D-NY-7]	D · NY		Jul 19, 2012
Rep. Levin, Sander M. [D-MI-12]	D · MI		Jul 19, 2012
Rep. McDermott, Jim [D-WA-7]	D · WA		Jul 19, 2012
Rep. Paulsen, Erik [R-MN-3]	R · MN		Jul 19, 2012
Rep. Rangel, Charles B. [D-NY-15]	D · NY		Jul 19, 2012
Rep. Reichert, David G. [R-WA-8]	R · WA		Jul 19, 2012
Rep. Roskam, Peter J. [R-IL-6]	R · IL		Jul 19, 2012
Rep. Boustany, Charles W., Jr. [R-LA-7]	R · LA		Jul 25, 2012
Rep. Grimm, Michael G. [R-NY-13]	R · NY		Jul 25, 2012
Rep. Mulvaney, Mick [R-SC-5]	R · SC		Jul 25, 2012
Rep. Rokita, Todd [R-IN-4]	R · IN		Jul 25, 2012
Rep. Meeks, Gregory W. [D-NY-6]	D · NY		Jul 31, 2012

### Committee Activity

Committee	Chamber	Activity	Date
Ways and Means Committee	House	Reported By	Jul 31, 2012

### Subjects & Policy Tags

#### Policy Area:

Foreign Trade and International Finance

## Related Bills

Bill	Relationship	Last Action
112 HRES 808	Procedurally related	<b>Nov 15, 2012:</b> Motion to reconsider laid on the table Agreed to without objection.
112 S 3406	Related bill	<b>Sep 20, 2012:</b> By Senator Baucus from Committee on Finance filed written report. Report No. 112-226. Additional views filed.
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.

**(This measure has not been amended since it was passed by the House on November 16, 2012. The summary of that version is repeated here.)**

Russia and Moldova Jackson-Vanik Repeal and Sergei Magnitsky Rule of Law Accountability Act of 2012 - **Title I: Permanent Normal Trade Relations for the Russian Federation** - (Sec. 102) 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).

**Title II: Trade Enforcement Measures Relating to the Russian Federation** - (Sec. 201) Directs the U.S. Trade Representative (USTR) to assess annually to 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.

(Sec. 202) 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. Requires the Secretary to report annually to Congress on such bribery and corruption.

(Sec. 203) 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.

(Sec. 204) Requires the USTR to continue to pursue the reduction of barriers to trade imposed on U.S. exports by the Russian Federation through efforts to: (1) negotiate a bilateral agreement under which the Russian Federation accepts U.S. sanitary and phytosanitary measures as equivalent to their measures, and (2) obtain the adoption by the Russian Federation of an action plan for providing greater protections for intellectual property rights than those required by the Agreement on Trade-Related Aspects of Intellectual Property Rights of the Uruguay Round Agreement Act.

**Title III: Permanent Normal Trade Relations for Moldova** - (Sec. 302) Authorizes the President to: (1) determine that the Jackson-Vanik Amendment should no longer apply to Moldova, and (2) extend permanent normal trade relations treatment to the products of Moldova.

**Title IV: Sergei Magnitsky Rule of Law Accountability Act of 2012** - Sergei Magnitsky Rule of Law Accountability Act of 2012 - (Sec. 402) Expresses the sense of Congress that: (1) the United States should continue to strongly support,

and provide assistance to, the efforts of the Russian people to establish a vibrant democratic political system that respects individual liberties and human rights, including by enhancing the provision of objective information through all relevant media, such as Radio Liberty and the Internet; and (2) the Russian government's suppression of dissent and political opposition, the limitations it has imposed on civil society and independent media, and the deterioration of economic and political freedom inside Russia are of profound concern to the U.S. government and to the American people.

(Sec. 404) Directs the President to report to Congress, publish, and update a list of each person who the President determines: (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. Requires the President to consider information provided by the chairperson and ranking member of each of the appropriate congressional committees and credible data obtained by other countries and nongovernmental organizations, including those inside Russia, that monitor such government's human rights abuses.

(Sec. 405) 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.

(Sec. 406) 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 of the Treasury to waive such actions if in the U.S. national security interest. Requires congressional notification of any such waiver. Subjects persons that violate such transaction restrictions to the penalties set forth in the International Emergency Economic Powers Act for commission of an unlawful act described in such Act.

(Sec. 407) Directs the Secretary of State and the Secretary of the Treasury to report annually to Congress regarding actions taken pursuant to this Act.

## Actions Timeline

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- **Dec 14, 2012:** Signed by President.
- **Dec 14, 2012:** Became Public Law No: 112-208.
- **Dec 7, 2012:** Presented to President.
- **Dec 6, 2012:** Considered by Senate. (consideration: CR S7660-7663)
- **Dec 6, 2012:** Passed/agreed to in Senate: Passed Senate without amendment by Yea-Nay Vote. 92 - 4. Record Vote Number: 223.
- **Dec 6, 2012:** Passed Senate without amendment by Yea-Nay Vote. 92 - 4. Record Vote Number: 223.
- **Dec 6, 2012:** Message on Senate action sent to the House.
- **Dec 5, 2012:** Measure laid before Senate by unanimous consent. (consideration: CR S7437-7445, S7448-7453)
- **Dec 4, 2012:** Motion to proceed to consideration of measure made in Senate. (consideration: CR S7392-7393)
- **Nov 26, 2012:** Received in the Senate. Read twice. Placed on Senate Legislative Calendar under General Orders. Calendar No. 552.
- **Nov 16, 2012:** Considered under the provisions of rule H. Res. 808. (consideration: CR H6401-6409, H6409-6417)
- **Nov 16, 2012:** Rule provides for consideration of H.R. 6156 with 1 hour and 30 minutes of general debate. Previous question shall be considered as ordered without intervening motions except motion to recommit with or without instructions. Measure will be considered read. Bill is closed to amendments. The resolution provides that an amendment in the nature of a substitute consisting of the text of Rules Committee Print 112-33 shall be considered as adopted. The resolution waives all points of order against consideration of the bill.
- **Nov 16, 2012:** DEBATE - The House proceeded with 90 minutes of debate on H.R. 6156.
- **Nov 16, 2012:** DEBATE - The House resumed debate on H.R. 6156.
- **Nov 16, 2012:** The previous question was ordered pursuant to the rule. (consideration: CR H6417)
- **Nov 16, 2012:** POSTPONED PROCEEDINGS - At the conclusion of debate on H.R. 6156, the Chair put the question on passage of the bill and by voice vote announced that the ayes had prevailed. Mr. Camp demanded the yeas and nays, and the Chair postponed further proceedings on H.R. 6156 until later in the legislative day.
- **Nov 16, 2012:** Considered as unfinished business. (consideration: CR H6417-6418)
- **Nov 16, 2012:** Passed/agreed to in House: On passage Passed by the Yeas and Nays: 365 - 43 (Roll no. 608). (text: CR H6401-6404)
- **Nov 16, 2012:** On passage Passed by the Yeas and Nays: 365 - 43 (Roll no. 608). (text: CR H6401-6404)
- **Nov 16, 2012:** Motion to reconsider laid on the table Agreed to without objection.
- **Nov 15, 2012:** Rule H. Res. 808 passed House.
- **Nov 13, 2012:** Rules Committee Resolution H. Res. 808 Reported to House. Rule provides for consideration of H.R. 6156 with 1 hour and 30 minutes of general debate. Previous question shall be considered as ordered without intervening motions except motion to recommit with or without instructions. Measure will be considered read. Bill is closed to amendments. The resolution provides that an amendment in the nature of a substitute consisting of the text of Rules Committee Print 112-33 shall be considered as adopted. The resolution waives all points of order against consideration of the bill.
- **Jul 31, 2012:** Reported by the Committee on Ways and Means. H. Rept. 112-632.
- **Jul 31, 2012:** Placed on the Union Calendar, Calendar No. 454.
- **Jul 26, 2012:** Committee Consideration and Mark-up Session Held.
- **Jul 26, 2012:** Ordered to be Reported by Voice Vote.
- **Jul 19, 2012:** Introduced in House
- **Jul 19, 2012:** Referred to the House Committee on Ways and Means.