

1 **SEC. 3. LIMITATION ON CIVIL ACTIONS AFFECTED BY**
2 **UNITED STATES SANCTIONS.**

3 (a) IN GENERAL.—Chapter 111 of title 28, United
4 States Code, is amended by adding at the end the fol-
5 lowing:

6 **“§ 1660. Limitation on civil actions affected by United**
7 **States sanctions**

8 “(a) LIMITATION.—Notwithstanding any provision of
9 law, no person (other than the United States or a person
10 acting on behalf of the United States) may bring a civil
11 action in Federal or State court to enforce any foreign
12 judgment or foreign arbitral award arising from a claim
13 where—

14 “(1) the underlying conduct or circumstances
15 giving rise to the claim resulted from actions to com-
16 ply with United States sanctions impeding the per-
17 formance of a contract; or

18 “(2) the court or tribunal issuing the judgment
19 or arbitral award asserted jurisdiction based, in
20 whole or in part, on the imposition of United States
21 sanctions or export controls (or any foreign law en-
22 acted in response to the imposition of United States
23 sanctions or export controls).

24 “(b) REMOVAL AND DISMISSAL.—An action to recog-
25 nize or enforce a foreign judgment or foreign arbitral
26 award described in subsection (a) may be removed by any

1 defendant to the appropriate United States district court,
2 which shall dismiss the action.

3 “(c) RULE OF CONSTRUCTION.—Nothing in this sec-
4 tion may be construed to limit—

5 “(1) the authority of the President, any dele-
6 gate of the President (including the Office of For-
7 eign Assets Control of the Department of the Treas-
8 ury), or any other officer or official of the United
9 States to bring any action or exercise any responsi-
10 bility under any applicable State or Federal law;

11 “(2) any right, remedy, or cause of action avail-
12 able to a victim of international terrorism, torture,
13 extrajudicial killing, aircraft sabotage, or hostage
14 taking, who is, or was at the time of the victim’s in-
15 jury, a national of the United States, a member of
16 the United States Armed Forces, an employee of the
17 United States Government, or an individual per-
18 forming a contract awarded by the United States
19 Government acting within the scope of the individ-
20 ual’s employment, or a family member of any such
21 victim, under any applicable State or Federal law,
22 including—

23 “(A) chapter 97 of this title;

24 “(B) chapter 113B of title 18; and

1 “(C) the Iran Threat Reduction and Syria
2 Human Rights Act of 2012 (22 U.S.C. 8701 et
3 seq.) and any other laws providing for the ap-
4 plication of sanctions with respect to Iran or
5 Syria;

6 “(3) any right, remedy, or cause of action avail-
7 able to any party arising under or relating to the
8 party’s contractual rights (other than an action to
9 enforce a foreign judgment or foreign arbitral award
10 described in subsection (a)) where the parties agreed
11 to resolve all disputes by litigation in a State or
12 Federal court within the United States or by arbi-
13 tration within the United States; or

14 “(4) any other right, remedy, or cause of action
15 available to any party arising under State or Federal
16 law (other than an action to enforce a foreign judg-
17 ment or foreign arbitral award described in sub-
18 section (a)) where the underlying conduct or cir-
19 cumstances giving rise to the claim resulted from the
20 imposition of United States sanctions or export con-
21 trols.

22 “(d) UNITED STATES SANCTIONS DEFINED.—In this
23 section:

24 “(1) IN GENERAL.—The term ‘United States
25 sanctions’ means any prohibition, restriction, or con-

1 dition on transactions involving any property in
2 which any foreign country or national thereof has
3 any interest that is imposed by the United States to
4 address threats to the national security, foreign pol-
5 icy, or economy of the United States pursuant to—

6 “(A) section 203 of the International
7 Emergency Economic Powers Act (50 U.S.C.
8 1702); or

9 “(B) any other provision of law, including
10 any provision of law relating to export controls.

11 “(2) DUTIES.—The term ‘United States sanc-
12 tions’ does not include the imposition of a duty on
13 the importation of goods.”.

14 (b) CLERICAL AMENDMENT.—The table of sections
15 for such chapter is amended by inserting after the item
16 relating to section 1659 the following new item:

 “1660. Limitation on civil actions affected by United States sanctions.”.

17 (c) APPLICATION.—Section 1660 of title 28, United
18 States Code, as added by subsection (a), applies with re-
19 spect to civil actions pending on or after the date of the
20 enactment of this Act.

