

EFFECTIVE DATE

Pub. L. 106-387, §1(a) [title IX, §911], Oct. 28, 2000, 114 Stat. 1549, 1549A-72, provided that:

“(a) IN GENERAL.—Except as provided in subsection (b), this title [enacting this chapter] shall take effect on the date of enactment of this Act [Oct. 28, 2000], and shall apply thereafter in any fiscal year.

“(b) EXISTING SANCTIONS.—In the case of any unilateral agricultural sanction or unilateral medical sanction that is in effect as of the date of enactment of this Act, this title shall take effect 120 days after the date of enactment of this Act, and shall apply thereafter in any fiscal year.”

SHORT TITLE

Pub. L. 106-387, §1(a) [title IX, §901], Oct. 28, 2000, 114 Stat. 1549, 1549A-67, provided that: “This title [enacting this chapter] may be cited as the ‘Trade Sanctions Reform and Export Enhancement Act of 2000.’”

DEFINITIONS

Pub. L. 106-387, §1(a) [title VII, §775], Oct. 28, 2000, 114 Stat. 1549, 1549A-45, provided that: “For purposes of administering title IX of this Act [enacting this chapter], the term ‘agricultural commodity’ shall also include fertilizer and organic fertilizer, except to the extent provided pursuant to section 904 of that title [22 U.S.C. 7203].”

§ 7202. Restriction**(a) New sanctions**

Except as provided in sections 7203 and 7204 of this title and notwithstanding any other provision of law, the President may not impose a unilateral agricultural sanction or unilateral medical sanction against a foreign country or foreign entity, unless—

(1) not later than 60 days before the sanction is proposed to be imposed, the President submits a report to Congress that—

(A) describes the activity proposed to be prohibited, restricted, or conditioned; and

(B) describes the actions by the foreign country or foreign entity that justify the sanction; and

(2) there is enacted into law a joint resolution stating the approval of Congress for the report submitted under paragraph (1).

(b) Existing sanctions

The President shall terminate any unilateral agricultural sanction or unilateral medical sanction that is in effect as of October 28, 2000.

(Pub. L. 106-387, §1(a) [title IX, §903], Oct. 28, 2000, 114 Stat. 1549, 1549A-68.)

§ 7203. Exceptions

Section 7202 of this title shall not affect any authority or requirement to impose (or continue to impose) a sanction referred to in section 7202 of this title—

(1) against a foreign country or foreign entity—

(A) pursuant to a declaration of war against the country or entity;

(B) pursuant to specific statutory authorization for the use of the Armed Forces of the United States against the country or entity;

(C) against which the Armed Forces of the United States are involved in hostilities; or

(D) where imminent involvement by the Armed Forces of the United States in hos-

tilities against the country or entity is clearly indicated by the circumstances; or

(2) to the extent that the sanction would prohibit, restrict, or condition the provision or use of any agricultural commodity, medicine, or medical device that is—

(A) controlled on the United States Munitions List established under section 2778 of this title;

(B) controlled on any control list established under the Export Administration Act of 1979 or any successor statute (50 U.S.C. App. 2401 et seq.); or

(C) used to facilitate the design, development, or production of chemical or biological weapons, missiles, or weapons of mass destruction.

(Pub. L. 106-387, §1(a) [title IX, §904], Oct. 28, 2000, 114 Stat. 1549, 1549A-68; Pub. L. 107-56, title II, § 221(a)(1), Oct. 26, 2001, 115 Stat. 292.)

REFERENCES IN TEXT

The Export Administration Act of 1979, referred to in par. (2)(B), is Pub. L. 96-72, Sept. 29, 1979, 93 Stat. 503, as amended, which is classified principally to section 2401 et seq. of Title 50, Appendix, War and National Defense. For complete classification of this Act to the Code, see Short Title note set out under section 2401 of Title 50, Appendix, and Tables.

AMENDMENTS

2001—Par. (2)(C). Pub. L. 107-56 amended subpar. (C) generally. Prior to amendment, subpar. (C) read as follows: “used to facilitate the development or production of a chemical or biological weapon or weapon of mass destruction.”

§ 7204. Termination of sanctions

Any unilateral agricultural sanction or unilateral medical sanction that is imposed pursuant to the procedures described in section 7202(a) of this title shall terminate not later than 2 years after the date on which the sanction became effective unless—

(1) not later than 60 days before the date of termination of the sanction, the President submits to Congress a report containing—

(A) the recommendation of the President for the continuation of the sanction for an additional period of not to exceed 2 years; and

(B) the request of the President for approval by Congress of the recommendation; and

(2) there is enacted into law a joint resolution stating the approval of Congress for the report submitted under paragraph (1).

(Pub. L. 106-387, §1(a) [title IX, §905], Oct. 28, 2000, 114 Stat. 1549, 1549A-69.)

§ 7205. State sponsors of international terrorism**(a) Requirement****(1) In general**

Notwithstanding any other provision of this chapter (other than section 7203 of this title), the export of agricultural commodities, medicine, or medical devices to Cuba, the Taliban or the territory of Afghanistan controlled by the Taliban, or to the government of a country