

Congress of the United States
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February 10, 2026

The Honorable Bradley Smith
Director - Office of Foreign Assets Control
U.S. Department of the Treasury
1500 Pennsylvania Avenue NW
Washington, DC 20220

The Honorable Jeffrey Kessler
Under Secretary for Industry and Security
Bureau of Industry and Security
U.S. Department of Commerce
1401 Constitution Avenue NW
Washington, DC 20230

Dear Director Smith and Under Secretary Kessler,

We are beyond concerned by U.S. businesses currently engaged in disturbing commercial activity with entities controlled by the regime in Cuba, a listed State Sponsor of Terrorism. Such activity risks undermining the central objectives of U.S. sanctions policy and contradicts the intent of Congress as reflected in U.S. law, including the Cuban Liberty and Democratic Solidarity (LIBERTAD) Act of 1996.

Title I of the LIBERTAD Act clearly establishes that U.S. sanctions are meant to deny economic support to the Cuban dictatorship until concrete progress is made toward democratic governance, the rule of law, and respect for fundamental freedoms. Sections 102 and 103 underscore Congress's determination that no assistance—direct or indirect—should provide resources to state-controlled enterprises that perpetuate repression of the Cuban people.

Despite these mandates, a number of licenses issued by both OFAC and BIS continue to authorize transactions that ultimately benefit the Cuban regime and its military-controlled conglomerates. These activities risk supplying the regime with financial resources, material support, or dual-use capabilities that can be diverted for internal repression or intelligence operations. They also directly contravene Congress's stated objective to "maintain sanctions...until a transition government in Cuba is in place," as articulated in Section 205 of the LIBERTAD Act.

In light of these concerns, and within all applicable rules and regulations, We respectfully urge your agencies to:

1. Conduct a comprehensive review of all active licenses authorizing commercial or financial dealings involving the Government of Cuba or state-owned enterprises.
2. Revoke any licenses that directly or indirectly provide economic benefit to regime- controlled entities, consistent with the restrictions mandated by the LIBERTAD Act.
3. Enhance scrutiny of future requests for licensing related to Cuba to ensure full alignment with both the letter and the intent of U.S. law.
4. Issue updated public guidance clarifying that licenses enabling financial support to the Cuban regime run counter to existing statutory obligations.

President Donald J. Trump and Secretary Marco Rubio have been clear in their decisive action against the dictatorship in Cuba. We look forward to your agencies strongly enforcing U.S. sanctions against the Cuban dictatorship and upholding the Administration's common-sense policy against the brutal regime on the island.

Sincerely,



Carlos A. Giménez
Member of Congress



Mario Díaz Balart
Member of Congress



María Elvira Salazar
Member of Congress

Cc: The Honorable Marco Rubio
U.S. Department of State

The Honorable Scott Bessent
U.S. Department of the Treasury

The Honorable Howard Lutnick
U.S. Department of Commerce

The Honorable Micheal Kozak, Senior Bureau Official of Western Hemisphere Affairs
U.S. Department of State