

**AMENDMENT TO RULES COMMITTEE PRINT 116-**

**36**

**OFFERED BY MR. BARR OF KENTUCKY**

Page 33, after line 22, insert the following:

1 **SEC. \_\_\_\_ . PROHIBITION WITH RESPECT TO CHINESE GOV-**  
2 **ERNMENT ACTIONS TOWARD HONG KING.**

3 Section 2 of the Export-Import Bank Act of 1945  
4 (12 U.S.C. 635), as amended by the preceding provisions  
5 of this Act, is amended by adding at the end the following:

6 “(n) PROHIBITION ON ASSISTANCE FOR THE GOV-  
7 ERNMENT OF CHINA.—

8 “(1) IN GENERAL.—The Agency may not au-  
9 thorize the provision of financial assistance for the  
10 Government of China (whether as a lender, obligor,  
11 or end user), unless the Congress enacts a joint res-  
12 olution which finds that the Government of China is  
13 upholding its commitments with respect to Hong  
14 Kong under the Sino-British Joint Declaration.

15 “(2) WAIVER AUTHORITIES.—

16 “(A) PRESIDENT OF THE AGENCY.—The  
17 President of the Agency may waive paragraph  
18 (1) on reporting to the Committee on Financial  
19 Services of the House of Representatives and

1 the Committee on Banking, Housing, and  
2 Urban Affairs of the Senate that the financial  
3 assistance—

4 “(i) would enable exports directly by  
5 United States small business concerns; or

6 “(ii) is required for the export of hu-  
7 manitarian goods or services.

8 “(B) PRESIDENT OF THE UNITED  
9 STATES.—The President of the United States  
10 may waive paragraph (1) for not more than 1  
11 year at a time on reporting to the committees  
12 specified in paragraph (1) that the waiver is es-  
13 sential to the national interest of the United  
14 States, with a detailed explanation of the rea-  
15 sons therefor.

16 “(3) DEFINITION.—In this subsection, the term  
17 ‘Government of China’ means—

18 “(A) the state and the Government of  
19 China, as well as any political subdivision, agen-  
20 cy, or instrumentality thereof;

21 “(B) any entity owned or controlled, di-  
22 rectly or indirectly, by any of the foregoing, in-  
23 cluding any corporation, partnership, associa-  
24 tion, or other entity in which any of the fore-  
25 going owns a 50 percent or greater interest or

1 a controlling interest, and any entity which is  
2 otherwise controlled by any of the foregoing;

3 “(C) any person that is or has been acting  
4 or purporting to act, directly or indirectly, for  
5 or on behalf of any of the foregoing; and

6 “(D) any other person which the Secretary  
7 of the Treasury determines is included in any  
8 of the foregoing.”.

