

AMENDMENT TO RULES COMM. PRINT 117-13
OFFERED BY MR. BARR OF KENTUCKY

Add at the end of subtitle E of title XII of division
A the following:

1 **SEC. 12 ____. SANCTIONS WITH RESPECT TO COMMUNIST**
2 **CHINESE MILITARY AND SURVEILLANCE**
3 **COMPANIES.**

4 (a) IN GENERAL.—Not later than 180 days after the
5 date on which the first updated list is submitted under
6 section 1237(b) of the Strom Thurmond National Defense
7 Authorization Act for Fiscal Year 1999 (50 U.S.C. 1701
8 note) on or after the date of the enactment of this Act,
9 the President shall impose the sanctions described in sub-
10 section (b) with respect to—

11 (1) each person that is on such updated list,
12 and

13 (2) each foreign person listed in the Annex to
14 Executive Order 13959 (85 Fed. Reg. 73185; relat-
15 ing to addressing the threat from securities invest-
16 ments that finance Communist Chinese military
17 companies) of November 17, 2020, or determined by
18 the Secretary of the Treasury, in consultation with
19 the Secretary of State, and, as the Secretary of the

1 Treasury determines appropriate, the Secretary of
2 Defense, to engage in the activities described under
3 section 1(a)(i) or 1(a)(ii) of such Executive Order
4 13959,
5 if the President determines that the imposition of such
6 sanctions meets appropriate evidentiary standards and ad-
7 vances the objective of resolving the national emergency
8 described in Executive Order 13959 (85 Fed. Reg. 73185;
9 relating to addressing the threat from securities invest-
10 ments that finance Communist Chinese military compa-
11 nies) of November 17, 2020.

12 (b) SANCTIONS DESCRIBED.—The President shall ex-
13 ercise all of the powers granted to the President under
14 the International Emergency Economic Powers Act (50
15 U.S.C. 1701 et seq.) to the extent necessary to block and
16 prohibit all transactions in property and interests in prop-
17 erty of a person if such property and interests in prop-
18 erty—

19 (1) are in the United States;

20 (2) come within the United States; or

21 (3) come within the possession or control of a
22 United States person.

23 (c) PENALTIES.—The penalties set forth in section
24 206 of the International Emergency Economic Powers Act

1 (50 U.S.C. 1705) apply to violations of any license, order,
2 or regulation issued under this section.

3 (d) WAIVER.—The President may waive the applica-
4 tion of sanctions under this section if the President cer-
5 tifies in writing to the appropriate congressional commit-
6 tees that the waiver is in the national interest of the
7 United States, with an explanation of the reasons therefor.

8 (e) EXCEPTION FOR INTELLIGENCE ACTIVITIES.—
9 Sanctions under this section shall not apply to any activity
10 subject to the reporting requirements under title V of the
11 National Security Act of 1947 (50 U.S.C. 3091 et seq.)
12 or any authorized intelligence activities of the United
13 States.

14 (f) EXCEPTION RELATING TO IMPORTATION OF
15 GOODS.—

16 (1) IN GENERAL.—The authorities and require-
17 ments to impose sanctions authorized under this sec-
18 tion shall not include the authority or requirement
19 to impose sanctions on the importation of goods.

20 (2) GOOD DEFINED.—In this subsection, the
21 term “good” means any article, natural or manmade
22 substance, material, supply, or manufactured prod-
23 uct, including inspection and test equipment, and ex-
24 cluding technical data.

1 (g) CONFORMING REQUIREMENT.—Not later than
2 180 days after the date of the enactment of this Act, the
3 President shall revoke the prohibitions described in section
4 1(a) of Executive Order 13959 that are duplicative of, less
5 restrictive than, or are otherwise made redundant by, the
6 sanctions described in this section.

7 (h) APPROPRIATE CONGRESSIONAL COMMITTEES
8 DEFINED.—In this section, the term “appropriate con-
9 gressional committees” means—

10 (1) the Committee on Foreign Affairs and the
11 Committee on Financial Services of the House of
12 Representatives; and

13 (2) the Committee on Foreign Relations and
14 the Committee on Banking, Housing, and Urban Af-
15 fairs of the Senate.

16 (i) SUNSET.—The authority to impose sanctions
17 under this section, and any sanctions imposed under this
18 section, shall terminate on the earlier of—

19 (1) the date that is 30 days after the date on
20 which the President repeals the national emergency
21 declared under Executive Order 13959; or

22 (2) the date that is 7 years after the date of the
23 enactment of this Act.

