

**AMENDMENT TO**  
**RULES COMMITTEE PRINT 117-54**  
**OFFERED BY MR. CHABOT OF OHIO**

At the appropriate place in title LVIII, insert the following:

1 **SEC. \_\_\_\_ . ALAN S. LOWENTHAL CAMBODIA DEMOCRACY**  
2 **AND HUMAN RIGHTS ACT.**

3 (a) SENSE OF CONGRESS.—It is the sense of Con-  
4 gress that—

5 (1) the United States is committed to pro-  
6 moting democracy, human rights, and the rule of  
7 law in Cambodia, as laid out in the 1991 Paris  
8 Peace Agreements;

9 (2) the United States Government, through di-  
10 plomacy and assistance, should urge the Government  
11 of Cambodia to—

12 (A) release all political prisoners;

13 (B) drop all politically motivated charges  
14 and vacate convictions against members of the  
15 Cambodia National Rescue Party, journalists,  
16 and civil society activists; and

1 (C) restore full political rights to the Cam-  
2 bodia National Rescue Party and other political  
3 parties;

4 (3) the United States Government should urge  
5 the Government of Cambodia—

6 (A) to reverse the policies and actions that  
7 have resulted in the dismantling of democracy,  
8 the blatant disregard of fundamental human  
9 rights, and the breakdown of rule of law in  
10 Cambodia;

11 (B) to immediately discontinue the impris-  
12 onment and judicial harassment of journalists,  
13 political dissidents, and activists, and drop po-  
14 litically motivated charges;

15 (C) to halt the threat of mass arrests and  
16 violence if and when Cambodia National Rescue  
17 Party members currently overseas return to  
18 Cambodia;

19 (D) to reinstate the political status of the  
20 Cambodia National Rescue Party and other op-  
21 position parties, restore the Cambodia National  
22 Rescue Party's elected seats in the National As-  
23 sembly, and support electoral reform efforts in  
24 Cambodia with free and fair elections monitored  
25 by international observers;

1 (E) to ensure that media outlets are able  
2 to operate freely and without interference, in-  
3 cluding having the ability to apply for and re-  
4 ceive licenses to operate within Cambodia; and

5 (F) to consider how allowing the People's  
6 Liberation Army to conduct activities, gain ac-  
7 cess, or establish a presence in Cambodia would  
8 harm Cambodia's relationships with its neigh-  
9 bors, partners, and allies, and violate the Con-  
10 stitution of Cambodia;

11 (4) Prime Minister Hun Sen is directly respon-  
12 sible, and should be held accountable, for the safety,  
13 health, and welfare of exiled Cambodia National  
14 Rescue Party leaders and their supporters upon  
15 their return to Cambodia;

16 (5) other governments throughout the Indo-Pa-  
17 cific region should—

18 (A) urge the Government of Cambodia to  
19 allow the peaceful return of exiled Cambodia  
20 National Rescue Party leaders and their sup-  
21 porters; and

22 (B) refrain from illegally restricting the  
23 rights of Cambodia National Rescue Party  
24 members to travel to and through their coun-  
25 tries as they return;

1           (6) in the absence of systemic democratic re-  
2 forms on the part of the Government of Cambodia,  
3 there is need for additional measures by the United  
4 States Government, including through the enactment  
5 of legislation and executive action; and

6           (7) the presence of the People's Liberation  
7 Army will further enable Prime Minister Hun Sen's  
8 authoritarian crackdown, including oppression of op-  
9 position parties, independent civil society, and free  
10 media in Cambodia.

11       (b) SANCTIONS RELATING TO UNDERMINING DE-  
12 MOCRACY IN CAMBODIA.—

13           (1) IDENTIFICATION OF PERSONS RESPONSIBLE  
14 FOR UNDERMINING DEMOCRACY IN CAMBODIA.—

15           (A) IN GENERAL.—Not later than 180  
16 days after the date of the enactment of this  
17 Act, the President shall submit to the appro-  
18 priate congressional committees a list of—

19                   (i) any current or former official of  
20 the Government of Cambodia or the mili-  
21 tary or security forces of Cambodian, or  
22 any other foreign person, that the Presi-  
23 dent determines knowingly—

24                           (I) directly and substantially un-  
25 dermines democracy in Cambodia;

1 (II) engages in or is responsible  
2 for serious human rights abuses;

3 (III) engages in or is responsible  
4 for significant corruption associated  
5 with undermining democracy in Cam-  
6 bodia; or

7 (IV) engages in or supports the  
8 establishment of installations or facili-  
9 ties that could be used by the People's  
10 Liberation Army or entities tied to the  
11 People's Liberation Army in Cam-  
12 bodia, which would be contrary to the  
13 Constitution of Cambodia, and could  
14 include persons identified under sub-  
15 section (c)(1) of in the report required  
16 by that section;

17 (ii) any person that the President de-  
18 termines is acting for or on behalf of a  
19 person described in clause (i) related to  
20 conduct described in that clause; and

21 (iii) any person that the President de-  
22 termines is owned or controlled by a per-  
23 son described in clause (i).

24 (B) UPDATES.—The President shall sub-  
25 mit to the appropriate congressional committees

1 updated lists under subparagraph (A) as new  
2 information becomes available.

3 (2) IMPOSITION OF SANCTIONS.—The President  
4 shall impose the following sanctions with respect to  
5 each foreign person on the list required by para-  
6 graph (1):

7 (A) ASSET BLOCKING.—The exercise of all  
8 of the powers granted to the President under  
9 the International Emergency Economic Powers  
10 Act (50 U.S.C. 1701 et seq.) (except that the  
11 requirements of section 202 of such Act (50  
12 U.S.C. 1701) shall not apply) to the extent nec-  
13 essary to block and prohibit all transactions in  
14 property and interests in property of the person  
15 if such property and interests in property are in  
16 the United States, come within the United  
17 States, or are or come within the possession or  
18 control of a United States person.

19 (B) ALIENS INADMISSIBLE FOR VISAS, AD-  
20 MISSION, OR PAROLE.—

21 (i) VISAS, ADMISSION, OR PAROLE.—

22 In the case of an individual, that individual  
23 may be—

24 (I) inadmissible to the United  
25 States;

1 (II) ineligible to receive a visa or  
2 other documentation to enter the  
3 United States; and

4 (III) otherwise ineligible to be  
5 admitted or paroled into the United  
6 States or to receive any other benefit  
7 under the Immigration and Nation-  
8 ality Act (8 U.S.C. 1101 et seq.).

9 (ii) CURRENT VISAS REVOKED.—

10 (I) IN GENERAL.—The visa or  
11 other entry documentation of the indi-  
12 vidual may be revoked in accordance  
13 with section 221(i) of the Immigration  
14 and Nationality Act (8 U.S.C.  
15 1201(i)), regardless of when such visa  
16 or other entry documentation is or  
17 was issued.

18 (II) IMMEDIATE EFFECT.—A rev-  
19 ocation under subclause (I) may—

20 (aa) take effect immediately;  
21 and

22 (bb) automatically cancel  
23 any other valid visa or entry doc-  
24 umentation that is in the individ-  
25 ual's possession.

1 (3) IMPLEMENTATION; PENALTIES.—

2 (A) IMPLEMENTATION.—The President  
3 may exercise all authorities provided under sec-  
4 tions 203 and 205 of the International Emer-  
5 gency Economic Powers Act (50 U.S.C. 1702  
6 and 1704) to carry out this subsection.

7 (B) PENALTIES.—A person that violates,  
8 attempts to violate, conspires to violate, or  
9 causes a violation of paragraph (2)(A) or any  
10 regulation, license, or order issued to carry out  
11 that subsection shall be subject to the penalties  
12 set forth in subsections (b) and (c) of section  
13 206 of the International Emergency Economic  
14 Powers Act (50 U.S.C. 1705) to the same ex-  
15 tent as a person that commits an unlawful act  
16 described in subsection (a) of that section.

17 (4) EXCEPTIONS.—

18 (A) EXCEPTION FOR INTELLIGENCE AND  
19 LAW ENFORCEMENT ACTIVITIES.—Sanctions  
20 under this section shall not apply with respect  
21 to—

22 (i) any activity subject to the report-  
23 ing requirements under title V of the Na-  
24 tional Security Act of 1947 (50 U.S.C.  
25 3091 et seq.); or



1 (ii) any authorized intelligence or law  
2 enforcement activities of the United States.

3 (B) EXCEPTION TO COMPLY WITH INTER-  
4 NATIONAL OBLIGATIONS.—Sanctions under  
5 paragraph (2)(B) shall not apply with respect  
6 to the admission or parole of an individual if  
7 admitting or paroling the individual into the  
8 United States is necessary to permit the United  
9 States to comply with the Agreement regarding  
10 the Headquarters of the United Nations, signed  
11 at Lake Success June 26, 1947, and entered  
12 into force November 21,1947, between the  
13 United Nations and the United States, or other  
14 applicable international obligations.

15 (C) EXCEPTION RELATING TO IMPORTA-  
16 TION OF GOODS.—

17 (i) IN GENERAL.—The authorities and  
18 requirements to impose sanctions author-  
19 ized under paragraph (2)(A) shall not in-  
20 clude the authority or requirement to im-  
21 pose sanctions on the importation of goods.

22 (ii) GOOD DEFINED.—In this subpara-  
23 graph, the term “good” means any article,  
24 natural or manmade substance, material,  
25 supply or manufactured product, including

1 inspection and test equipment, and exclud-  
2 ing technical data.

3 (5) SUSPENSION OF SANCTIONS.—

4 (A) SUSPENSION.—The requirement to im-  
5 pose sanctions under this subsection may be  
6 suspended for an initial period of not more than  
7 one year if the President determines and cer-  
8 tifies to the appropriate congressional commit-  
9 tees that Cambodia is making meaningful  
10 progress toward the following:

11 (i) Ending government efforts to un-  
12 dermine democracy.

13 (ii) Ending human rights violations  
14 associated with undermining democracy.

15 (iii) Releasing all political prisoners.

16 (iv) Dropping all politically motivated  
17 charges and vacating convictions from any  
18 such charges against members of the Cam-  
19 bodia National Rescue Party, journalists,  
20 and civil society activists.

21 (v) Conducting free and fair elections  
22 that allow for the active participation of  
23 credible opposition candidates.

24 (B) RENEWAL OF SUSPENSION.—The sus-  
25 pension of sanctions under subparagraph (A)

1           may be renewed for additional, consecutive one-  
2           year periods if the President determines and  
3           certifies to the appropriate congressional com-  
4           mittees that Cambodia continued to make  
5           meaningful progress toward satisfying the con-  
6           ditions described in that subparagraph during  
7           the year preceding the certification.

8           (6) SUNSET.—This subsection shall terminate  
9           on the date that is 5 years after the date of the en-  
10          actment of this Act.

11          (c) REPORT ON ACTIVITY OF THE PEOPLE’S LIBERA-  
12          TION ARMY AND GOVERNMENT OF THE PEOPLE’S REPUB-  
13          LIC OF CHINA IN CAMBODIA.—Not later than 180 days  
14          after the date of the enactment of this Act, the President  
15          shall submit to the appropriate congressional committees  
16          a report assessing—

17               (1) the involvement of the Government of the  
18               People’s Republic of China or the People’s Libera-  
19               tion Army in upgrading existing facilities or con-  
20               structing new facilities at Ream Naval Base and  
21               Dara Sakor Airport in Cambodia;

22               (2) any actual or projected benefits, including  
23               any enhancement of the power projection capabilities  
24               of the People’s Liberation Army, that the Govern-  
25               ment of the People’s Republic of China or the Peo-

1 ple's Liberation Army may accrue as a result of  
2 such upgrades or construction;

3 (3) the impact that the presence of the People's  
4 Liberation Army in Cambodia may have on the in-  
5 terests, allies, and partners of the United States in  
6 the region;

7 (4) any efforts undertaken by the United States  
8 Government to convey to the Government of Cam-  
9 bodia the concerns relating to the presence of the  
10 People's Liberation Army and the Government of  
11 the People's Republic of China in Cambodia and the  
12 impact that presence could have on adherence to the  
13 Constitution of Cambodia; and

14 (5) the impact the presence of the People's Lib-  
15 eration Army in Cambodia, as well as closer govern-  
16 ment-to-government ties between Cambodia and the  
17 Government of the People's Republic of China, in-  
18 cluding through investments under the Belt and  
19 Road Initiative, has had on the deterioration of de-  
20 mocracy and human rights inside Cambodia.

21 (d) RULE OF CONSTRUCTION.—Nothing in this sec-  
22 tion may be construed to limit the authority of the Presi-  
23 dent to designate persons for the imposition of sanctions  
24 pursuant to an Executive order issued under the Inter-

1 national Emergency Economic Powers Act (50 U.S.C.  
2 1701 et seq.) or otherwise pursuant to that Act.

3 (e) DEFINITIONS.—In this section:

4 (1) The term “appropriate congressional com-  
5 mittees” means—

6 (A) the Committee on Foreign Relations  
7 and the Committee on Banking, Housing, and  
8 Urban Affairs of the Senate; and

9 (B) the Committee on Foreign Affairs and  
10 the Committee on Financial Services of the  
11 House of Representatives.

12 (2) The term “foreign person” means a person  
13 that is not a United States person.

14 (3) The term “knowingly”, with respect to con-  
15 duct, a circumstance, or a result, means that a per-  
16 son has actual knowledge, or should have known, of  
17 the conduct, the circumstance, or the result.

18 (4) The term “People’s Liberation Army”  
19 means the armed forces of the People’s Republic of  
20 China.

21 (5) The term “person” means an individual or  
22 entity.

23 (6) The term “United States person” means—

1                   (A) a United States citizen or an alien law-  
2                   fully admitted for permanent residence to the  
3                   United States;

4                   (B) an entity organized under the laws of  
5                   the United States or of any jurisdiction of the  
6                   United States, including a foreign branch of  
7                   such an entity; or

8                   (C) any person in the United States.

