

AMENDMENT TO RULES COMMITTEE PRINT 116-

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OFFERED BY Me. Posey

Page 33, after line 22, insert the following:

1 **SEC. ____ . PROHIBITION WITH RESPECT TO CHINESE GOV-**
2 **ERNMENT PERSECUTION OF MINORITIES.**

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 President of the United
12 States reports to the Committee on Financial Serv-
13 ices of the House of Representatives and the Com-
14 mittee on Banking, Housing, and Urban Affairs of
15 the Senate that the lender, obligor, or end user does
16 not—

17 “(A) make employment conditional on a
18 prospective employee’s or a current employee’s
19 denouncement of the Dalai Lama; or

1 “(B) provide significant goods, services, or
2 other material or financial support in connec-
3 tion with the political repression, mass arbitrary
4 detention, forced labor, or mass surveillance of
5 religious or ethnic minority groups in the
6 Xinjiang Uighur Autonomous Region or Tibet
7 Autonomous Region.

8 “(2) WAIVER AUTHORITIES.—

9 “(A) PRESIDENT OF THE AGENCY.—The
10 President of the Agency may waive paragraph
11 (1) on reporting to the committees specified in
12 paragraph (1) that the financial assistance—

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

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

17 “(B) PRESIDENT OF THE UNITED
18 STATES.—The President of the United States
19 may waive paragraph (1) for not more than 1
20 year at a time on reporting to the committees
21 specified in paragraph (1) that the waiver is es-
22 sential to the national interest of the United
23 States, with a detailed explanation of the rea-
24 sons therefor.

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

3 “(A) the state and the Government of
4 China, as well as any political subdivision, agen-
5 cy, or instrumentality thereof;

6 “(B) any entity owned or controlled, di-
7 rectly or indirectly, by any of the foregoing, in-
8 cluding any corporation, partnership, associa-
9 tion, or other entity in which any of the fore-
10 going owns a 50 percent or greater interest or
11 a controlling interest, and any entity which is
12 otherwise controlled by any of the foregoing;

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

16 “(D) any other person which the Secretary
17 of the Treasury determines is included in any
18 of the foregoing.”.

