AMENDMENT TO RULES COMMITTEE PRINT 117-13

OFFERED BY MR. GOOD OF VIRGINIA

Add at the end of title LX of division E the following:

SEC. _____. ATTORNEY GENERAL REPORT ON CHINA BENEFITING FROM UNITED STATES TAXPAYER-FUNDED RESEARCH.

(a) FINDINGS.—Congress finds the following:

(1) United States taxpayer-funded research should not be used to benefit the People’s Republic of China, especially as China undertakes the largest theft of intellectual property in history, as was stated by Secretary of Defense Mark Esper.

(2) According to the Committee on Homeland Security and Governmental Affairs of the Senate, there were more than 35,000 foreign nationals including 10,000 from China conducting research in the Department of Energy’s National Labs.

(3) According to the Department of Education “one university received research funding from a Chinese multinational conglomerate to develop new algorithms and advanced biometric security tech-
niques for crowd surveillance capabilities,” while an-
other “had multiple contracts with the Central Com-
mittee of the Communist Party of China”.

(4) The Committee on Homeland Security and
Governmental Affairs of the Senate found in a No-
vember 2019 report that “American taxpayer funded
research has contributed to China’s global rise over
the last 20 years”.

(5) The Federal Bureau of Investigation has
found that China’s government has used some stu-
dents and professors in science, technology, engi-
neering, and math (STEM) fields as nontraditional
collectors of intellectual property, but has also noted
that “the vast majority of the 1.4 million inter-
national scholars on U.S. campuses pose no threat
to their host institutions, fellow classmates, or re-
search fields. On the contrary, these international
visitors represent valuable contributors to their cam-
puses’ achievements, providing financial benefits, di-
versity of ideas, sought expertise, and opportunities
for cross-cultural exchange”.

(b) REPORT.—Not later than one year after the date
of enactment of the Act, the Attorney General, in con-
sultation with the Secretary of the Treasury, the Secretary
of Commerce, the Secretary of State, and the Director of
National Intelligence, shall submit to the Committee on
the Judiciary of the House of Representatives and the
Committee on the Judiciary of the Senate a report on the
extent to which China has benefitted from United States
taxpayer-funded research.

(c) ELEMENTS.—The report under subsection (b)
shall include the following:

(1) The extent to which United States tax-
payer-funded research has benefitted China, includ-
ing a list of United States Government-funded enti-
ties, such as research institutions, laboratories, and
institutions of higher education, which have hired
Chinese nationals or allowed Chinese nationals to
conduct research, including an estimate in the num-
ber of nationals hired or involved in research
projects.

(2) A list of United States Government pro-
grams, grants, and other forms of research funding
in the fields of science, technology, engineering, and
math (STEM) fields that have directly or indirectly
cooperated or affiliated with research institutions in
China or Chinese Communist Party entities.

(3) The extent to which China’s funding of
United States taxpayer-funded research institutions
has benefitted China.
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(4) How the Government of China and the Chinese Communist Party have used United States taxpayer-funded research, including as part of China’s efforts to support “civil-military fusion” and human rights abuses.

(d) DEFINITION.—In this Act, the term “United States taxpayer-funded research” means research—

(1) funded by a grant from the Federal Government or a State government; or

(2) conducted at an institution that receives funding from the Federal Government or a State government.