

AMENDMENT TO RULES COMM. PRINT 117-31
OFFERED BY MRS. HARTZLER OF MISSOURI

At the end of division D, add the following:

1 **TITLE _____—UYGHUR SOS ACT**

2 **SEC. ____ . SHORT TITLE.**

3 This title may be cited as the “Uyghur Stop Oppres-
4 sive Sterilizations Act” or the “Uyghur SOS Act”.

5 **SEC. ____ . FINDINGS.**

6 Congress finds the following:

7 (1) Eyewitness accounts provide credible docu-
8 mentation of widespread forced sterilization and sex-
9 ual violence against Uyghur and Kazakh women in
10 the People’s Republic of China, including investiga-
11 tions and independent interviews by global media
12 outlets.

13 (2) Women who survived internment camps re-
14 port that they were forced to undergo multiple injec-
15 tions of unknown medicines that caused temporary
16 or permanent loss of menstrual cycles.

17 (3) Chinese Government documents dem-
18 onstrate rapid declines in population in two predomi-
19 nately Uyghur prefectures of the Xinjiang Uyghur
20 Autonomous Region between 2015 and 2018, and an

1 unprecedented near-zero birth rate target for 2020
2 in one district. Government documents mandate that
3 birth control violations are punishable by
4 extrajudicial internment in “training” camps.

5 (4) Chinese Government documents from 2019
6 reveal plans for a campaign of mass female steriliza-
7 tion in rural Uyghur populated regions of the
8 Xinjiang Uyghur Autonomous Region, to be contin-
9 ued in 2020 with increased funding. Publicly avail-
10 able budgets indicate that this project had sufficient
11 funding to perform hundreds of thousands of tubal
12 ligation sterilization procedures in 2019 and 2020.

13 (5) In 2019, the Government of the Xinjiang
14 Uyghur Autonomous Region planned to subject at
15 least 80 percent of women of childbearing age in the
16 four southern, rural, minority prefectures to intru-
17 sive birth-prevention surgeries.

18 (6) A leaked report written by Nankai Univer-
19 sity researchers for the Chinese Government con-
20 firms the intent of intention of state-organized
21 forced labor transfers as having the ultimate pur-
22 pose of assimilating Uyghurs, “breaking up” their
23 society, and altering demographic trends.

24 (7) The policy of state-sponsored forced popu-
25 lation-transfer program, which separates married

1 couples and forcibly places unmarried individuals
2 into controlled environments where they cannot
3 marry or form a family, is a violation of the funda-
4 mental right “to marry and to found a family,” as
5 codified by Article 16 of the Universal Declaration
6 of Human Rights (1948).

7 (8) Under the “becoming family” homestay pro-
8 gram initiated by the government of the People’s
9 Republic of China in the Xinjiang Uyghur Autono-
10 mous Region, government workers and other Com-
11 munist Party members are assigned to live with eth-
12 nic minority families in their homes to conduct sur-
13 veillance and compile information on family mem-
14 bers, in arrangements which leave these families vul-
15 nerable to sexual violence and other types of abuse.

16 (9) On January 7, 2021, an official social
17 media account for the Government of China said
18 that a “Study shows that in the process of eradi-
19 cating extremism, the minds of Uygur women in
20 Xinjiang were emancipated and gender equality and
21 reproductive health were promoted, making them no
22 longer baby-making machines [and] . . . They are
23 more confident and independent.”.

24 (10) Uyghur and Kazakh women who have
25 given testimony to reporters about sexual violence

1 and forced sterilizations in mass internment camps
2 have been intimidated and their families threatened
3 by security officials from the People's Republic of
4 China.

5 (11) Article Two of the Genocide Convention of
6 1948, which China has signed and ratified, states
7 that genocide means any of the following acts com-
8 mitted with intent to destroy, in whole or in part, a
9 national, ethnical, racial or religious group, as such:

10 “(A) Killing members of the group;

11 “(B) Causing serious bodily or mental
12 harm to members of the group;

13 “(C) Deliberately inflicting on the group
14 conditions of life calculated to bring about its
15 physical destruction in whole or in part;

16 “(D) Imposing measures intended to pre-
17 vent births within the group;

18 “(E) Forcibly transferring children of the
19 group to another group.”.

20 (12) On January 19, 2021, the Secretary of
21 State released a determination about atrocities in
22 the Xinjiang Uyghur Autonomous Region that stat-
23 ed that the “ongoing” crimes against humanity
24 against the predominantly Muslim Uyghurs and
25 other members of ethnic and religious minority

1 groups include forced sterilization, and called upon
2 the PRC “immediately to release all arbitrarily de-
3 tained persons and abolish its system of internment,
4 detention camps, house arrest and forced labor;
5 cease coercive population control measures, including
6 forced sterilizations, forced abortion, forced birth
7 control, and the removal of children from their fami-
8 lies; and end all torture and abuse in places of de-
9 tention”.

10 (13) That same determination concluded that,
11 after careful examination of the facts, the Govern-
12 ment of China was committing “genocide” against
13 Uyghur, Kazakh, and other ethnic minority groups
14 in the Xinjiang Uyghur Autonomous Region.

15 (14) Secretary of State Tony Blinken affirmed
16 that the United States Government recognizes the
17 atrocities faced by Uyghurs and other ethnic and re-
18 ligious minorities in the Xinjiang Uyghur Autono-
19 mous Region as ongoing genocide and crimes
20 against humanity and said the United States will
21 hold the Government of China responsible for the
22 “atrocities” committed in the Xinjiang Uyghur Au-
23 tonomous Region.

24 **SEC. ____ . STATEMENT OF POLICY.**

25 It is the policy of the United States—

1 (1) to regard the prevention of genocide and
2 other atrocity crimes as a national interest particu-
3 larly when those actions target Uyghurs, Kazakhs,
4 and Kyrgyz and other predominately Muslim ethnic
5 minorities in the Xinjiang Uyghur Autonomous Re-
6 gion through mass arbitrary detentions, forced labor,
7 forced sterilizations, forced abortions and other coer-
8 cive birth restrictions policies, sexual violence and
9 other torture in detention, and forced transfer of
10 children to orphanages and boarding schools;

11 (2) to condemn genocide and work diplomati-
12 cally to end genocide and other atrocity crimes, in-
13 cluding by calling on foreign governments, through
14 both bilateral discussions and in multilateral organi-
15 zations, to denounce and take actions to end the
16 atrocity crimes perpetuated in the Xinjiang Uyghur
17 Autonomous Region;

18 (3) to raise the issue of state-sanctioned vio-
19 lence against women, including rape, torture, and
20 coercively enforced population control policies in the
21 People's Republic of China, in all multilateral orga-
22 nizations where the United States and the People's
23 Republic of China are members, including at the
24 United Nations Security Council;

1 (4) to consider state-sanctioned violence against
2 women, including forced sterilizations and forced
3 abortions and the systematic use of rape and torture
4 in mass internment camps in the Xinjiang Uyghur
5 Autonomous Region as a gross violation of inter-
6 nationally-recognized human rights; and

7 (5) to use all the existing United States au-
8 thorities, including visa and financial sanctions, to
9 hold accountable individuals and entities responsible
10 for genocide and other atrocity crimes in the Peo-
11 ple's Republic of China, section 6 of the Uyghur
12 Human Rights Policy Act (Public Law 116–145)
13 and including section 1263 of the Global Magnitsky
14 Human Rights Accountability Act (subtitle F of title
15 XII of the National Defense Authorization Act for
16 Fiscal Year 2017; 22 U.S.C. 2656 note).

17 **SEC. ____ . SENSE OF CONGRESS CONCERNING ATROCITY**
18 **CRIMES IN THE XINJIANG UYGHUR AUTONO-**
19 **MOUS REGION.**

20 It is the sense of Congress that—

21 (1) the atrocities perpetrated by the Govern-
22 ment of the People's Republic of China against
23 Uyghurs, Kazakhs, Kyrgyz, and other predominately
24 Muslim ethnic minorities in the Xinjiang Uyghur

1 Autonomous Region are horrific and ongoing and
2 constitute genocide and crimes against humanity;

3 (2) all governments, including the United
4 States, and international organizations, such as the
5 United Nations and the Office of the Secretary-Gen-
6 eral, should call the atrocities perpetuated by the
7 Government of the People's Republic of China, in-
8 cluding the mass arbitrary detention of ethnic mi-
9 norities; forced sterilizations and forced abortions
10 and other sexual violence; and forced labor, as geno-
11 cide and crimes against humanity;

12 (3) the United States, in coordination with al-
13 lies and partners, should strongly condemn the in-
14 timidation and threats targeting Uyghur and
15 Kazakh women who provide public evidence of sexual
16 violence and forced sterilizations and forced abor-
17 tions in mass internment camps and the journalist
18 who report these stories;

19 (4) member states of the United Nations should
20 consider all Uyghurs and other ethnic minorities de-
21 tained and imprisoned through the justice system in
22 the Xinjiang Uyghur Autonomous Region as arbi-
23 trarily detained due to the severe restrictions on in-
24 formation regarding the cases and because research
25 by human rights organizations indicate that long

1 prison sentences were given to individuals for prac-
2 ticing their religion or engaging in other internation-
3 ally-recognized human rights;

4 (5) member states of the United Nations should
5 condemn the atrocities committed by the Govern-
6 ment of the People's Republic China, including
7 forced sterilizations and other state-sanctioned vio-
8 lence against women, and take steps to prevent fur-
9 ther crimes against humanity and genocide in the
10 Xinjiang Uyghur Autonomous Region including by
11 demanding that the Government of the People's Re-
12 public of China—

13 (A) immediately adhere to its commitments
14 under the Convention on the Prevention and
15 Punishment of the Crime of Genocide;

16 (B) end all forced sterilization, forced
17 abortions, and other state-sanctioned violence
18 against women;

19 (C) release all individuals from internment
20 camps, and all others who are unjustly or arbi-
21 trarily detained, including those engaged in
22 forced labor programs or separated from their
23 families in state-run boarding schools;

24 (D) end harassment and restrictions on
25 foreign journalists while they are traveling in

1 the Xinjiang Uyghur Autonomous Region and
2 immediately end any threats and intimidation
3 directed at journalists for reporting about con-
4 ditions there; and

5 (E) guarantee the right to the freedom of
6 religion, including by rebuilding mosques and
7 restoring holy sites and cemeteries;

8 (6) member states of the United Nations should
9 take action to collect and preserve evidence of geno-
10 cide and crimes against humanity and establish ap-
11 propriate special mechanisms and tribunals to hold
12 accountable officials responsible for genocide and
13 crimes against humanity, including through the es-
14 tablishment of an international Commission on In-
15 quiry on Atrocity Crimes in the Xinjiang Uyghur
16 Autonomous Region; and

17 (7) the Department of State should be com-
18 mended for raising the issue of atrocity crimes and
19 its public determination that the Government of the
20 People's Republic of China is responsible for an on-
21 going genocide and for crimes against humanity in
22 the Xinjiang Uyghur Autonomous Region.

23 **SEC. ____ . STRATEGY TO ADDRESS GENOCIDE IN THE**
24 **XINJIANG UYGHUR AUTONOMOUS REGION.**

25 (a) **FINDING.**—Congress finds that—

1 (1) the determination of the Secretary of State
2 that the Government of the People’s Republic of
3 China is responsible for perpetrating both genocide
4 and crimes against humanity targeting Uyghurs and
5 other predominately Muslim ethnic minority groups
6 in Xinjiang Uyghurs Autonomous Region is an issue
7 on which there is widespread bipartisan support in
8 Congress; and

9 (2) the atrocities being committed in China are
10 both horrific and ongoing.

11 (b) STRATEGY REQUIRED.—Not later than 60 days
12 after the date of the enactment of this Act, the President
13 shall submit to the appropriate congressional committees
14 a report that includes a strategy specifically describing—

15 (1) the steps already taken to tangibly address
16 atrocity crimes occurring in the Xinjiang Uyghur
17 Autonomous Region, especially during the period fol-
18 lowing the January 19, 2021, determination that
19 genocide and crimes against humanity were occur-
20 ring in the Xinjiang Uyghur Autonomous Region;
21 and

22 (2) a strategy for ending the atrocity crimes oc-
23 curring in the Xinjiang Uyghur Autonomous Region,
24 including by—

1 (A) holding accountable persons or entities
2 responsible for committing such atrocity crimes
3 by addressing, through existing or new export
4 controls or import restrictions, the issues of
5 mass biometric surveillance and forced labor
6 programs in China;

7 (B) gaining access for United Nations,
8 United States, and other diplomats and foreign
9 journalists to the Xinjiang Uyghur Autonomous
10 Region; and

11 (C) protecting Uyghurs, Kazakhs, Kyrgyz,
12 and other ethnic minorities affected by the
13 atrocities committed by the Government of the
14 People's Republic of China.

15 (e) FORM AND PUBLICATION.—The report required
16 under subsection (b) shall be submitted in unclassified
17 form and shall be made publicly available, but may include
18 a classified annex.

19 (d) APPROPRIATE CONGRESSIONAL COMMITTEES.—
20 In this section, the term “appropriate congressional com-
21 mittees” means—

22 (1) The Committee on Foreign Affairs, the
23 Committee on Armed Services, and the Committee
24 on Appropriations of the House of Representatives.

1 (2) The Committee on Foreign Relations, the
2 Committee on Armed Services, and the Committee
3 on Appropriations of the Senate.

4 **SEC. ____ . PROTECTION OF UYGHURS, KAZAKHS, AND**
5 **OTHER ETHNIC MINORITIES IN THE**
6 **XINJIANG UYGHUR AUTONOMOUS REGION.**

7 The Secretary of State shall provide all appropriate
8 assistance to women who belong to the Uyghur, Kazakh,
9 Kyrgyz, or other ethnic minority and who experienced sex-
10 ual violence, torture, forced sterilizations and forced abor-
11 tions in the People's Republic of China in order for them
12 to receive needed medical care and psychological support.
13 All existing authorities shall be used to allow such women
14 to at least temporarily enter the United States.

15 **SEC. ____ . SANCTIONS WITH RESPECT TO INDIVIDUALS**
16 **COMMITTING RESPONSIBLE FOR OR**
17 **COMPLICIT IN FORCED STERILIZATIONS,**
18 **FORCED ABORTIONS, OR OTHER SEXUAL VIO-**
19 **LENCE.**

20 (a) STATEMENT OF POLICY.—It is the policy of the
21 United States to consider any foreign person or entity re-
22 sponsible for, complicit in, or having directly or indirectly
23 engaged in forced sterilizations, forced abortions, or other
24 sexual violence targeting any individual in the Xinjiang
25 Uyghur Autonomous Region as having committed gross

1 violations of internationally recognized human rights for
2 purposes of imposing the sanctions detailed in the Global
3 Magnitsky Human Rights Accountability Act (subtitle F
4 of title XII of the National Defense Authorization Act for
5 Fiscal Year 2017; 22 U.S.C. 2656 note).

6 (b) DENIAL OF ENTRY FOR FOREIGN NATIONALS
7 ENGAGED IN ESTABLISHMENT OR ENFORCEMENT OF
8 FORCED ABORTION OR STERILIZATION POLICY.—Section
9 801 of the Admiral James W. Nance and Meg Donovan
10 Foreign Relations Authorization Act, Fiscal Years 2000
11 and 2001 (Public Law 106–113; 8 U.S.C. 1182e) is
12 amended—

13 (1) in subsection (b), by striking “minister.”
14 and inserting minister, unless—

15 “(1) the Secretary of State makes a public de-
16 termination that the forced sterilizations, forced
17 abortions, or other coercive population control poli-
18 cies were being committed or enforced with the in-
19 tent to destroy, in whole or in part, a national, eth-
20 nic, racial or religious group and therefore constitute
21 genocide or crimes against humanity; or

22 “(2) the Secretary of State finds that such co-
23 ercive population control policies were targeting
24 Uyghurs, Kazakhs, Tibetan or other ethnic minori-
25 ties or individuals peacefully expressing internation-

1 ally-recognized human rights in the People’s Repub-
2 lic of China.”;

3 (2) in subsection (c), by striking “national in-
4 terest” and inserting “national security interest”;
5 and

6 (3) by adding at the end the following new sub-
7 sections:

8 “(d) NOTICE.—The Secretary of State shall make a
9 public announcement each time sanctions are imposed
10 under this section as a result of a determination or finding
11 described in subsection (b)(1) or (b)(2), respectively.

12 “(e) INFORMATION REQUESTED BY CONGRESS.—The
13 Secretary of State shall, upon request of a Member of
14 Congress—

15 “(1) provide information about the use of the
16 sanctions described in this section, including the
17 number of times imposed, disaggregated by country
18 and by year; or

19 “(2) provide a classified briefing that includes
20 information about the individuals or entities sanc-
21 tioned pursuant to this section and any other Act
22 authorizing sanctions with respect to the conduct of
23 such individuals or entities.”.

