

**AMENDMENT TO RULES COMM. PRINT 117-31**  
**OFFERED BY MR. PERRY OF PENNSYLVANIA**

Add at the end of title III of division D the following:

**1 SEC. 30326. SENSE OF CONGRESS.**

2 It is the sense of Congress that—

3 (1) killing a human being through involuntary  
4 organ extraction is an egregious violation of uni-  
5 versal standards of medical ethics and is in direct  
6 contradiction of basic standards of human decency;

7 (2) the forced harvesting of organs violates Ar-  
8 ticle 3 of the Universal Declaration of Human  
9 Rights, which states that “Everyone has the right to  
10 life, liberty and security of person.”, and Article 4,  
11 which states that “No one shall be held in slavery  
12 or servitude.”;

13 (3) the United Nations Human Rights Council  
14 should issue a formal condemnation of the People’s  
15 Republic of China (PRC) for its persecution of  
16 Falun Gong;

17 (4) any collaboration with or participation in  
18 the PRC’s organ transplant system by the United  
19 States Government or a United States person or or-

1       ganization presents serious ethical challenges that  
2       would jeopardize the integrity of the United States  
3       organ transplantation system; and

4               (5) the Chinese Communist Party's state-spon-  
5       sored persecution of Falun Gong must come to an  
6       immediate end.

7       **SEC. 30327. STATEMENT OF POLICY.**

8       It is the policy of the United States to—

9               (1) avoid any cooperation with the PRC in the  
10       organ transplantation field while the Chinese Com-  
11       munist Party remains in power;

12              (2) take appropriate measures, including using  
13       relevant sanctions authorities, to coerce the Chinese  
14       Communist Party to end any state-sponsored organ  
15       harvesting campaign; and

16              (3) work with allies, partners, and multilateral  
17       institutions to highlight China's persecution of  
18       Falun Gong and coordinate closely with the inter-  
19       national community on targeted sanctions and visa  
20       restrictions.

21       **SEC. 30328. IMPOSITION OF SANCTIONS WITH RESPECT TO**  
22                               **FORCED ORGAN HARVESTING WITHIN THE**  
23                               **PEOPLE'S REPUBLIC OF CHINA.**

24       (a) IMPOSITION OF SANCTIONS.—The President shall  
25       impose the sanctions described in subsection (c) with re-

1 spect to each foreign person included in the most recent  
2 list submitted pursuant to subsection (b).

3 (b) LIST OF PERSONS.—

4 (1) IN GENERAL.—Not later than 180 days  
5 after the date of the enactment of this Act, the  
6 President shall submit to the appropriate congres-  
7 sional committees a list of foreign persons, including  
8 senior government officials, military leaders, and  
9 other persons who the President determines are  
10 knowingly responsible for or complicit in, or have di-  
11 rectly or indirectly engaged in, the involuntary har-  
12 vesting of organs within the People’s Republic of  
13 China.

14 (2) UPDATES OF LISTS.—The President shall  
15 submit to the appropriate congressional committees  
16 an updated list under paragraph (1)—

17 (A) as new information becomes available;

18 (B) not later than one year after the date  
19 of the enactment of this Act; and

20 (C) annually thereafter for five years.

21 (3) FORM.—The list required by paragraph (1)  
22 shall be submitted in unclassified form, but may in-  
23 clude a classified annex.

24 (c) SANCTIONS DESCRIBED.—The sanctions de-  
25 scribed in this subsection are the following:

1           (1) BLOCKING OF PROPERTY.—The President  
2 shall exercise all of the powers granted to the Presi-  
3 dent by the International Emergency Economic  
4 Powers Act (50 U.S.C. 1701 et seq.) (except that  
5 the requirements of section 202 of such Act (50  
6 U.S.C. 1701) shall not apply) to the extent nec-  
7 essary to block and prohibit all transactions in prop-  
8 erty and interests in property of the person if such  
9 property and interests in property are in the United  
10 States, come within the United States, or are or  
11 come within the possession or control of a United  
12 States person.

13           (2) INADMISSIBILITY OF CERTAIN INDIVID-  
14 UALS.—

15           (A) INELIGIBILITY FOR VISAS, ADMISSION,  
16 OR PAROLE.—A foreign person included in the  
17 most recent list submitted pursuant to sub-  
18 section (b) is—

19                   (i) inadmissible to the United States;

20                   (ii) ineligible to receive a visa or other  
21 documentation to enter the United States;  
22 and

23                   (iii) otherwise ineligible to be admitted  
24 or paroled into the United States or to re-  
25 ceive any other benefit under the Immigra-

1                   tion and Nationality Act (8 U.S.C. 1101 et  
2                   seq.).

3                   (B) CURRENT VISAS REVOKED.—A foreign  
4                   person described in subparagraph (A) is also  
5                   subject to the following:

6                   (i) Revocation of any visa or other  
7                   entry documentation regardless of when  
8                   the visa or other entry documentation is or  
9                   was issued.

10                  (ii) A revocation under clause (i) shall  
11                  take effect immediately and automatically  
12                  cancel any other valid visa or entry docu-  
13                  mentation that is in the foreign person's  
14                  possession.

15                  (3) EXCEPTION.—Sanctions under paragraph  
16                  (2) shall not apply to an alien if admitting or parol-  
17                  ing the alien into the United States is necessary to  
18                  permit the United States to comply with the Agree-  
19                  ment regarding the Headquarters of the United Na-  
20                  tions, signed at Lake Success June 26, 1947, and  
21                  entered into force November 21, 1947, between the  
22                  United Nations and the United States, or other ap-  
23                  plicable international obligations of the United  
24                  States.

1 (d) PENALTIES.—The penalties provided for in sub-  
2 sections (b) and (c) of section 206 of the International  
3 Emergency Economic Powers Act (50 U.S.C. 1705) shall  
4 apply to a person who violates, attempts to violate, con-  
5 spires to violate, or causes a violation of regulations pro-  
6 mulgated to carry out subsection (a) to the same extent  
7 that such penalties apply to a person who commits an un-  
8 lawful act described in section 206(a) of that Act.

9 (e) EXCEPTION TO COMPLY WITH NATIONAL SECU-  
10 RITY.—The following activities shall be exempt from sanc-  
11 tions under this section:

12 (1) Activities subject to the reporting require-  
13 ments under title V of the National Security Act of  
14 1947 (50 U.S.C. 3091 et seq.).

15 (2) Any authorized intelligence or law enforce-  
16 ment activities of the United States.

17 (f) EXCEPTION RELATING TO IMPORTATION OF  
18 GOODS.—

19 (1) IN GENERAL.—Notwithstanding any other  
20 provision of this section, the authority or a require-  
21 ment to impose sanctions under this section shall  
22 not include the authority or a requirement to impose  
23 sanctions on the importation of goods.

24 (2) GOOD DEFINED.—In this section, the term  
25 “good” means any article, natural or manmade sub-

1        stance, material, supply, or manufactured product,  
2        including inspection and test equipment, and exclud-  
3        ing technical data.

4        **SEC. 30329. REPORT.**

5        (a) IN GENERAL.—Not later than one year after the  
6        date of the enactment of this Act, the Secretary of State,  
7        in consultation with the Secretary of Health and Human  
8        Services and the Director of the National Institutes of  
9        Health, shall submit to the appropriate congressional com-  
10       mittees a report on the organ transplant policies and prac-  
11       tices of the People’s Republic of China.

12       (b) MATTERS TO BE INCLUDED.—The report re-  
13       quired under subsection (a) shall include—

14                (1) a summary of de jure and de facto policies  
15                toward organ transplantation in the PRC, including  
16                with respect to prisoners of conscience (including  
17                Falun Gong) and other prisoners;

18                (2)(A) the number of organ transplants that  
19                are known to occur or are estimated to occur on an  
20                annual basis in the PRC;

21                (B) the number of known or estimated vol-  
22                untary organ donors in the PRC;

23                (C) an assessment of the sources of organs for  
24                transplant in the PRC; and





1                   (2) the Committee on Foreign Relations of the  
2           Senate.

