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:

SEC. 30326. SENSE OF CONGRESS.

It is the sense of Congress that—

(1) killing a human being through involuntary organ extraction is an egregious violation of universal standards of medical ethics and is in direct contradiction of basic standards of human decency;

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

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

(4) any collaboration with or participation in the PRC’s organ transplant system by the United States Government or a United States person or or-
ganization presents serious ethical challenges that
would jeopardize the integrity of the United States
organ transplantation system; and

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

SEC. 30327. STATEMENT OF POLICY.

It is the policy of the United States to—

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

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

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

SEC. 30328. IMPOSITION OF SANCTIONS WITH RESPECT TO
FORCED ORGAN HARVESTING WITHIN THE
PEOPLE’S REPUBLIC OF CHINA.

(a) IMPOSITION OF SANCTIONS.—The President shall
impose the sanctions described in subsection (e) with re-
spect to each foreign person included in the most recent list submitted pursuant to subsection (b).

(b) List of Persons.—

(1) In general.—Not later than 180 days after the date of the enactment of this Act, the President shall submit to the appropriate congressional committees a list of foreign persons, including senior government officials, military leaders, and other persons who the President determines are knowingly responsible for or complicit in, or have directly or indirectly engaged in, the involuntary harvesting of organs within the People’s Republic of China.

(2) Updates of lists.—The President shall submit to the appropriate congressional committees an updated list under paragraph (1)—

(A) as new information becomes available;

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

(C) annually thereafter for five years.

(3) Form.—The list required by paragraph (1) shall be submitted in unclassified form, but may include a classified annex.

(c) Sanctions Described.—The sanctions described in this subsection are the following:
(1) Blocking of Property.—The President shall exercise all of the powers granted to the President by the International Emergency Economic Powers Act (50 U.S.C. 1701 et seq.) (except that the requirements of section 202 of such Act (50 U.S.C. 1701) shall not apply) to the extent necessary to block and prohibit all transactions in property and interests in property of the person if such property and interests in property are in the United States, come within the United States, or are or come within the possession or control of a United States person.

(2) Inadmissibility of Certain Individuals.—

(A) Ineligibility for Visas, Admission, or Parole.—A foreign person included in the most recent list submitted pursuant to subsection (b) is—

(i) inadmissible to the United States;

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

(iii) otherwise ineligible to be admitted or paroled into the United States or to receive any other benefit under the Immigra-
tion and Nationality Act (8 U.S.C. 1101 et seq.).

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

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

(ii) A revocation under clause (i) shall take effect immediately and automatically cancel any other valid visa or entry documentation that is in the foreign person’s possession.

(3) EXCEPTION.—Sanctions under paragraph (2) shall not apply to an alien if admitting or paroling the alien into the United States is necessary to permit the United States to comply with the Agreement regarding the Headquarters of the United Nations, signed at Lake Success June 26, 1947, and entered into force November 21, 1947, between the United Nations and the United States, or other applicable international obligations of the United States.
(d) Penalties.—The penalties provided for in subsections (b) and (e) of section 206 of the International Emergency Economic Powers Act (50 U.S.C. 1705) shall apply to a person who violates, attempts to violate, conspires to violate, or causes a violation of regulations promulgated to carry out subsection (a) to the same extent that such penalties apply to a person who commits an unlawful act described in section 206(a) of that Act.

(e) Exception to Comply With National Security.—The following activities shall be exempt from sanctions under this section:

(1) Activities subject to the reporting requirements under title V of the National Security Act of 1947 (50 U.S.C. 3091 et seq.).

(2) Any authorized intelligence or law enforcement activities of the United States.

(f) Exception Relating to Importation of Goods.—

(1) In General.—Notwithstanding any other provision of this section, the authority or a requirement to impose sanctions under this section shall not include the authority or a requirement to impose sanctions on the importation of goods.

(2) Good Defined.—In this section, the term “good” means any article, natural or manmade sub-
stance, material, supply, or manufactured product,
including inspection and test equipment, and exclud-
ing technical data.

SEC. 30329. REPORT.

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

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

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

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

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

(C) an assessment of the sources of organs for
transplant in the PRC; and
(D) an assessment of the time, in days, that it takes to procure an organ for transplant within the Chinese medical system and an assessment of whether such timetable is possible based on the number of known or estimated organ donors in the PRC;

(3) a list of all United States grants over the past ten years that have supported research on organ transplantation in the PRC or in collaboration between a Chinese and a United States entity; and

(4) a determination as to whether the persecution of Falun Gong practitioners within the People’s Republic of China constitutes an “atrocity” (as such term is defined in section 6 of the Elie Wiesel Genocide and Atrocities Prevention Act of 2018 (Public Law 115–441; 22 U.S.C. 2656 note)).

(e) FORM.—The report required under subsection (a) shall be submitted in unclassified form, but may include a classified annex.

SEC. 30330. APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.

In this Act, the term “appropriate congressional committees” means—

(1) the Committee on Foreign Affairs of the House of Representatives; and
(2) the Committee on Foreign Relations of the Senate.