

AMENDMENT TO THE RULES COMMITTEE PRINT

117-54

OFFERED BY MR. PFLUGER OF TEXAS

In subtitle A of title XIII, add at the end the following:

1 **SEC. 1314. INELIGIBILITY OF CERTAIN CHINESE PERSONS**
2 **TO PARTICIPATE IN CERTAIN FEDERAL PRO-**
3 **GRAMS.**

4 (a) IN GENERAL.—A covered person shall not be eli-
5 gible for participation in any program administered by the
6 Secretary of Commerce, the Secretary of Defense, the Sec-
7 retary of the Interior, or the Secretary of Energy that—

8 (1) is related to strategic and critical minerals,
9 energy storage, strategic and critical mineral or elec-
10 tric battery research, or strategic and critical min-
11 eral processing; or

12 (2) provides grants or loans.

13 (b) DEFINITIONS.—In this section:

14 (1) CONTROLLED BY.—With respect to the
15 People’s Republic of China, a person is “controlled
16 by” China if the person is—

17 (A) an entity wholly-owned or majority-
18 owned by—

- 1 (i) nationals of China;
- 2 (ii) individuals with significant con-
- 3 nections to China;
- 4 (iii) corporations of China; or
- 5 (iv) the government of China; or
- 6 (B) a subsidiary of an entity described
- 7 under subparagraph (A).
- 8 (2) COVERED PERSON.—The term “covered
- 9 person” means a person controlled by or with sig-
- 10 nification connections to the China.
- 11 (3) SIGNIFICANT CONNECTIONS.—With respect
- 12 to China, a person has “significant connections” to
- 13 China if the person—
- 14 (A) is or was a member of the government
- 15 of China; or
- 16 (B) has served as an advisor, whether com-
- 17 pensated or uncompensated, to the government
- 18 of China, an agency of the government of
- 19 China, or any government official of China.
- 20 (4) STRATEGIC AND CRITICAL MINERALS.—The
- 21 term “strategic and critical minerals” means min-
- 22 erals that are necessary—
- 23 (A) for the national defense and national
- 24 security requirements;

1 (B) for the energy infrastructure of the
2 United States, including—

- 3 (i) pipelines;
4 (ii) refining capacity;
5 (iii) electrical power generation and
6 transmission; and
7 (iv) renewable energy production;

8 (C) for community resiliency, coastal res-
9 toration, and ecological sustainability for the
10 coastal United States;

11 (D) to support domestic manufacturing,
12 agriculture, housing, telecommunications,
13 healthcare, and transportation infrastructure;
14 or

15 (E) for the economic security of, and bal-
16 ance of trade in, the United States.

