

Union Calendar No. 560

118TH CONGRESS
2^D SESSION

H. R. 3334

[Report No. 118–664, Part I]

To provide for the imposition of sanctions on members of the National Communist Party Congress of the People's Republic of China, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 15, 2023

Mrs. MCCLAIN (for herself, Mr. PANETTA, Mr. BUCHANAN, and Mr. PAPPAS) introduced the following bill; which was referred to the Committee on Foreign Affairs, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

SEPTEMBER 12, 2024

Additional sponsors: Mr. GOODEN of Texas, Mr. HERN, Mrs. BICE, Mr. EZELL, Mr. GUEST, and Mr. LAWLER

SEPTEMBER 12, 2024

Reported from the Committee on Foreign Affairs with an amendment

[Strike out all after the enacting clause and insert the part printed in *italic*]

SEPTEMBER 12, 2024

Committee on the Judiciary discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

[For text of introduced bill, see copy of bill as introduced on May 15, 2023]

A BILL

To provide for the imposition of sanctions on members of the National Communist Party Congress of the People's Republic of China, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 *This Act may be cited as the “Sanctioning Tyrannical*
5 *and Oppressive People within the Chinese Communist*
6 *Party Act” or the “STOP CCP Act”.*

7 **SEC. 2. FINDINGS.**

8 *Congress finds the following:*

9 (1) *The Hong Kong National Security Law pro-*
10 *mulgated on July 1, 2020—*

11 (A) *contravenes the Basic Law of the Hong*
12 *Kong Special Administrative Region that pro-*
13 *vides in Article 23 that the Legislative Council*
14 *of Hong Kong shall enact legislation related to*
15 *national security;*

16 (B) *violates the People’s Republic of China’s*
17 *commitments under international law, as de-*
18 *finied by the Joint Declaration; and*

19 (C) *causes severe and irreparable damage to*
20 *the “one country, two systems” principle and*
21 *further erodes global confidence in the People’s*
22 *Republic of China’s commitment to international*
23 *law.*

24 (2) *Repression of ethnic Muslim minorities in*
25 *the Xinjiang Uyghur Autonomous Region of the Peo-*

1 *ple’s Republic of China has been ongoing, and was*
2 *formalized with the “Strike Hard Campaign against*
3 *Violent Terrorism” that began in 2014.*

4 *(3) The mass internment of Uyghur and other*
5 *Muslim ethnic minorities in the Xinjiang Uyghur*
6 *Autonomous Region has been ongoing since April*
7 *2017.*

8 *(4) The People’s Republic of China has con-*
9 *ducted a targeted and systemic population-control*
10 *campaign against ethnic and religious minorities in*
11 *the Xinjiang Uyghur Autonomous Region by impos-*
12 *ing and implementing coercive population-control*
13 *practices, including selectively enforcing birth quotas,*
14 *targeting minority women who are in noncompliance*
15 *with birth quotas, and subjecting women to coercive*
16 *measures such as forced birth control, forced steriliza-*
17 *tion, and forced abortion.*

18 *(5) On October 6, 2020, 39 countries delivered a*
19 *cross-regional joint statement to the United States*
20 *Mission to the United Nations on the human rights*
21 *abuses on Uyghurs and other minorities for forced*
22 *birth control including sterilization.*

23 *(6) On January 19, 2021, the Department of*
24 *State determined that the People’s Republic of China*
25 *committed crimes against humanity and genocide*

1 *against Uyghurs and other ethnic and religious mi-*
2 *nority groups in the Xinjiang Uyghur Autonomous*
3 *Region, citing forced sterilizations, forced abortions,*
4 *coerced marriages, and separation of Uyghur children*
5 *from their families.*

6 *(7) The Department of State’s 2020 Country Re-*
7 *ports on Human Rights Practices affirmed the geno-*
8 *cide determination and noted coercive population*
9 *control measures inflicted on ethnic and religious mi-*
10 *nority women in China, including forced injections*
11 *with “drugs that cause temporary or permanent end*
12 *to their menstrual cycles and fertility”.*

13 *(8) The United States ratified the United Na-*
14 *tions Convention on the Prevention and Punishment*
15 *of Genocide in 1988, recognizing that “imposing*
16 *measures intended to prevent births within the group”*
17 *with intent to destroy a group in whole or part is an*
18 *act that constitutes genocide.*

19 *(9) Taiwan is a free and prosperous democracy*
20 *of nearly 24,000,000 people and an important con-*
21 *tributor to peace and stability around the world.*

22 *(10) Section 2(b) of the Taiwan Relations Act*
23 *(Public Law 96–8; 22 U.S.C. 3301(b)) states that it*
24 *is the policy of the United States—*

1 (A) “to preserve and promote extensive,
2 close, and friendly commercial, cultural, and
3 other relations between the people of the United
4 States and the people on Taiwan, as well as the
5 people on the China mainland and all other peo-
6 ples of the Western Pacific area”;

7 (B) “to declare that peace and stability in
8 the area are in the political, security, and eco-
9 nomic interests of the United States, and are
10 matters of international concern”;

11 (C) “to make clear that the United States
12 decision to establish diplomatic relations with
13 the People’s Republic of China rests upon the ex-
14 pectation that the future of Taiwan will be deter-
15 mined by peaceful means”;

16 (D) “to consider any effort to determine the
17 future of Taiwan by other than peaceful means,
18 including by boycotts or embargoes, a threat to
19 the peace and security of the Western Pacific
20 area and of grave concern to the United States”;

21 (E) “to provide Taiwan with arms of a de-
22 fensive character”; and

23 (F) “to maintain the capacity of the United
24 States to resist any resort to force or other forms
25 of coercion that would jeopardize the security, or

1 *the social or economic system, of the people on*
2 *Taiwan”.*

3 *(11) Since the election of President Tsai Ing-wen*
4 *as President of Taiwan in 2016, the Government of*
5 *the People’s Republic of China has intensified its ef-*
6 *forts to pressure Taiwan through diplomatic isolation*
7 *and military provocations.*

8 *(12) The rapid modernization of the People’s*
9 *Liberation Army and recent military maneuvers in*
10 *and around the Taiwan Strait illustrate a clear*
11 *threat to Taiwan’s security.*

12 **SEC. 3. SENSE OF CONGRESS.**

13 *It is the sense of Congress that members of the Chinese*
14 *Communist Party, led by General Secretary Xi Jinping,*
15 *are responsible for violations of Hong Kong’s autonomy, in-*
16 *creased aggression against the people of Taiwan, numerous*
17 *human rights violations against the people of Hong Kong*
18 *and the people of Taiwan, and acts of repression and geno-*
19 *cide against Uyghur Muslims in the Xinjiang Uyghur Au-*
20 *tonomous Region.*

1 **SEC. 4. IMPOSITION OF SANCTIONS ON MEMBERS OF THE**
2 **CENTRAL COMMITTEE OF THE CHINESE COM-**
3 **MUNIST PARTY.**

4 (a) *IN GENERAL.*—Not later than 30 days after the
5 date of the enactment of this Act, the President shall impose
6 the sanctions described in subsection (c) with respect to—

7 (1) *each person who is a member of the Central*
8 *Committee of the Chinese Communist Party that the*
9 *President determines engages in the conduct described*
10 *in subsection (b);*

11 (2) *each person who is a member of any suc-*
12 *cessor organization of the Central Committee of the*
13 *Chinese Communist Party that the President deter-*
14 *mines engages in the conduct described in subsection*
15 *(b), in the event that the Central Committee is dis-*
16 *solved; and*

17 (3) *each person who is an adult family member,*
18 *including a spouse or an adult family member of the*
19 *spouse, of a person described in paragraph (1) or*
20 *paragraph (2).*

21 (b) *SANCTIONABLE CONDUCT.*—A person engages in
22 the conduct described by this subsection if the person plays
23 a significant role in the development or implementation of
24 government policies or laws that the President determines
25 appear designed to—

26 (1) *violate the autonomy of Hong Kong;*

1 (2) *harass, intimidate, or result in increased ag-*
2 *gression towards the people of Taiwan; or*

3 (3) *contribute to political oppression or violation*
4 *of human rights of individuals or societal groups*
5 *within the People's Republic of China, including*
6 *Uyghur Muslims.*

7 (c) *SANCTIONS DESCRIBED.—*

8 (1) *IN GENERAL.—The sanctions described in*
9 *this subsection are the following:*

10 (A) *BLOCKING OF PROPERTY.—The Presi-*
11 *dent shall exercise all of the powers granted to*
12 *the President under the International Emergency*
13 *Economic Powers Act (50 U.S.C. 1701 et seq.) to*
14 *the extent necessary to block and prohibit all*
15 *transactions in property and interests in prop-*
16 *erty of the person if such property and interests*
17 *in property are in the United States, come with-*
18 *in the United States, or are or come within the*
19 *possession or control of a United States person.*

20 (B) *ALIENS INELIGIBLE FOR VISAS, ADMIS-*
21 *SION, OR PAROLE.—*

22 (i) *VISAS, ADMISSION, OR PAROLE.—*
23 *An alien who the Secretary of State or the*
24 *Secretary of Homeland Security (or a des-*
25 *ignee of one of such Secretaries) knows, or*

1 *has reason to believe, is described in sub-*
2 *section (a) is—*

3 *(I) inadmissible to the United*
4 *States;*

5 *(II) ineligible to receive a visa or*
6 *other documentation to enter the*
7 *United States; and*

8 *(III) otherwise ineligible to be ad-*
9 *mitted or paroled into the United*
10 *States or to receive any other benefit*
11 *under the Immigration and Nation-*
12 *ality Act (8 U.S.C. 1101 et seq.).*

13 *(ii) CURRENT VISAS REVOKED.—*

14 *(I) IN GENERAL.—The issuing*
15 *consular officer, the Secretary of State,*
16 *or the Secretary of Homeland Security*
17 *(or a designee of one of such Secre-*
18 *taries) shall, in accordance with sec-*
19 *tion 221(i) of the Immigration and*
20 *Nationality Act (8 U.S.C. 1201(i)), re-*
21 *voke any visa or other entry docu-*
22 *mentation issued to an alien described*
23 *in clause (i) regardless of when the*
24 *visa or other entry documentation is*
25 *issued.*

1 (II) *EFFECT OF REVOCATION.*—A
2 *revocation under subclause (I) shall*
3 *take effect immediately and shall auto-*
4 *matically cancel any other valid visa*
5 *or entry documentation that is in the*
6 *alien's possession.*

7 (2) *EXCEPTIONS.*—

8 (A) *UNITED NATIONS HEADQUARTERS*
9 *AGREEMENT.*—*The sanctions described in para-*
10 *graph (1)(B) shall not apply with respect to an*
11 *alien if admitting or paroling the alien into the*
12 *United States is necessary to permit the United*
13 *States to comply with the Agreement regarding*
14 *the Headquarters of the United Nations, signed*
15 *at Lake Success June 26, 1947, and entered into*
16 *force November 21, 1947, between the United Na-*
17 *tions and the United States, or other applicable*
18 *international obligations.*

19 (B) *EXCEPTION FOR INTELLIGENCE, LAW*
20 *ENFORCEMENT, AND NATIONAL SECURITY ACTIVI-*
21 *TIES.*—*Sanctions under paragraph (1) shall not*
22 *apply to any authorized intelligence, law en-*
23 *forcement, or national security activities of the*
24 *United 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 that violates, attempts to violate, con-*
5 *spires to violate, or causes a violation of regulations pro-*
6 *mulgated to carry out this section or the sanctions imposed*
7 *pursuant to this section to the same extent that such pen-*
8 *alties apply to a person that commits an unlawful act de-*
9 *scribed in section 206(a) of that Act.*

10 (e) *IMPLEMENTATION AUTHORITY.*—*The President*
11 *may exercise all authorities provided to the President under*
12 *sections 203 and 205 of the International Emergency Eco-*
13 *nomics Powers Act (50 U.S.C. 1702 and 1704) for purposes*
14 *of carrying out this section.*

15 (f) *REGULATORY AUTHORITY.*—*The President shall,*
16 *not later than 30 days after the date of the enactment of*
17 *this Act, promulgate regulations as necessary for the imple-*
18 *mentation of this section.*

19 (g) *WAIVER.*—*The President may, for one or more pe-*
20 *riods of not more than 60 days each, waive the application*
21 *of sanctions or restrictions imposed with respect to a foreign*
22 *person under this section if the President certifies to the*
23 *appropriate congressional committees, not later than 15*
24 *days before such waiver takes effect, that the waiver is vital*
25 *to the national security interests of the United States.*

1 (h) *TERMINATION.*—*The President may terminate any*
2 *sanctions imposed under subsection (a) not fewer than 15*
3 *days after the date on which the President provides a writ-*
4 *ten certification to the appropriate congressional commit-*
5 *tees, and concurrently publishes on a publicly available*
6 *website of the Federal Government, that—*

7 (1) *the People’s Republic of China and the Chi-*
8 *nese Communist Party have—*

9 (A) *ceased the genocide of the Uyghur Mus-*
10 *lim population, including verifiably shutting*
11 *down all internment camps of Uyghurs and end-*
12 *ing the practice of facilitating or supporting*
13 *Uyghur forced labor and forced sterilization;*

14 (B) *ceased all forms of threats, military ex-*
15 *ercises, and aggression toward Taiwan, includ-*
16 *ing through verifiably, and for at least a period*
17 *of one year, having not conducted any breach of*
18 *Taiwan’s air space, territorial waters, or land*
19 *mass, by any military or intelligence personnel*
20 *associated with the People’s Republic of China or*
21 *the Chinese Communist Party, or any agency or*
22 *instrumentality thereof;*

23 (C) *ceased the undermining of the auton-*
24 *omy of Hong Kong, including through respecting*
25 *the terms of the Sino-British Joint Declaration,*

1 *and reversing all steps taken to interfere with the*
2 *democratic process and governance of Hong*
3 *Kong; and*

4 *(D) ceased efforts to steal the intellectual*
5 *property of United States persons; or*

6 *(2) the sanctioned person has—*

7 *(A) affirmatively renounced membership in*
8 *the Chinese Communist Party; and*

9 *(B) taken affirmative steps to denounce or*
10 *remediate the conduct forming the basis for im-*
11 *position of the sanction.*

12 *(i) SUNSET OF WAIVER AND LICENSE AUTHORI-*
13 *TIES.—The President’s authority to issue waivers or li-*
14 *censes with respect to sanctions required by subsection (a),*
15 *including pursuant to sections 203 and 205 of the Inter-*
16 *national Emergency Economic Powers Act (50 U.S.C. 1702*
17 *and 1704), shall terminate on the date that is 2 years after*
18 *the date of the enactment of this Act.*

19 *(j) APPROPRIATE CONGRESSIONAL COMMITTEES DE-*
20 *FINED.—In this section, the term “appropriate congres-*
21 *sional committees” means—*

22 *(1) the Committee on Foreign Affairs and the*
23 *Committee on Financial Services of the House of Rep-*
24 *resentatives; and*

1 (2) *the Committee on Foreign Relations and the*
2 *Committee on Banking, Housing, and Urban Affairs*
3 *of the Senate.*

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