

118TH CONGRESS
1ST SESSION

H. R. 4567

To amend Public Law 117–78 to strengthen the requirements under that Act.

IN THE HOUSE OF REPRESENTATIVES

JULY 11, 2023

Mr. TORRES of New York introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committees on Foreign Affairs, and 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

A BILL

To amend Public Law 117–78 to strengthen the requirements under that Act.

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 “Strengthening the
5 Uyghur Forced Labor Prevention Act”.

6 **SEC. 2. AMENDMENTS TO PUBLIC LAW 117–78.**

7 (a) STRATEGY.—Section 2 of Public Law 117–78
8 (135 Stat. 1526) is amended—

9 (1) in subsection (d)(2)—

1 (A) in subparagraph (A), by striking “of
2 ‘pairing assistance’ and ‘poverty alleviation’ or
3 any other government labor scheme that in-
4 cludes the forced labor of” and inserting “of all
5 state-sponsored labor programs, including pro-
6 grams associated with ‘surplus labor transfer’,
7 ‘poverty alleviation’, ‘mutual aid’, ‘Xinjiang
8 Aid’, and ‘re-education’ programs targeting”;
9 and

10 (B) in subparagraph (B)—

11 (i) in clause (i), by adding at the end
12 before the semicolon the following: “or re-
13 ceive labor under any of the programs de-
14 scribed in subparagraph (A)”;

15 (ii) by amending clause (ii) to read as
16 follows:

17 “(ii) a list of entities working with the
18 regional, prefectural, county, or local gov-
19 ernment agencies of the Xinjiang Uyghur
20 Autonomous Region or the Xinjiang Pro-
21 duction and Construction Corps to recruit,
22 transport, transfer, harbor, or receive
23 forced labor under any of the programs de-
24 scribed in subparagraph (A) outside of the
25 Xinjiang Uyghur Autonomous Region;”;

(iii) in clause (iv), by striking “described in clause (iii)” and inserting “mined or manufactured by entities listed in clause (i) or (ii)”; and

(iv) by amending clause (v) to read as follows:

“(v) a list of facilities and entities outside of the Xinjiang Uyghur Autonomous Region that source material from the Xinjiang Uyghur Autonomous Region or from persons or entities working with regional, prefectural, county, or local government agencies of the Xinjiang Uyghur Autonomous Region or the Xinjiang Production and Construction Corps or receive labor under any of the programs described in subparagraph (A);” and

(2) in subsection (e)(2), by adding at the end the following: “Each such update—

“(A) shall give effect to all determinations made by U.S. Customs and Border Protection regarding whether the statutory prerequisites for the rebuttable presumption under section 3 have been met, whether any such presumption has been rebutted, and which companies have

1 exported goods found to be made in the
2 Xinjiang Uyghur Autonomous Region; and

3 “(B) may include additional entities, facili-
4 ties, and products to, or removal of entities, fa-
5 cilities, and products from, the lists required by
6 clauses (i), (ii), (iii), (iv), and (v) of subsection
7 (d)(2)(B), and may include revisions to the
8 processes and standards for doing so, provided
9 that such processes and standards are explained
10 fully in the revised strategy and that they do
11 not impede giving effect to determinations made
12 by U.S. Customs and Border Protection as re-
13 quired by subsection (d)(2)(A).”.

14 (b) DEFINITIONS.—Section 7(2) of Public Law 117–
15 78 (135 Stat. 1532) is amended—

16 (1) in subparagraph (A), by striking “and” at
17 the end;

18 (2) in subparagraph (B), by striking the period
19 at the end and inserting “; and”; and

20 (3) by adding at the end the following:

21 “(C) includes all state-imposed labor pro-
22 grams, including programs associated with ‘sur-
23 plus labor transfer’, ‘poverty alleviation’, ‘mu-
24 tual aid’, ‘Xinjiang Aid’, and ‘re-education’ pro-
25 grams targeting Uyghurs, Kazakhs, Kyrgyz, Ti-

1 betans, or members of other persecuted groups
2 inside or outside of the Xinjiang Uyghur Auton-
3 omous Region or similar programs of the Peo-
4 ple's Republic of China in which work or serv-
5 ices are extracted from Uyghurs, Kazakhs,
6 Kyrgyz, Tibetans, or members of other per-
7 secuted groups through the threat of penalty or
8 for which the Uyghurs, Kazakhs, Kyrgyz, Ti-
9 betans, or members of other persecuted groups
10 have not offered themselves voluntarily.'".

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