

118TH CONGRESS  
1ST SESSION

# S. 1770

To expand the imposition of sanctions under the Uyghur Human Rights Policy Act of 2020 with respect to human rights abuses in the Xinjiang Uyghur Autonomous Region of the People’s Republic of China and to counter the genocidal policies of the Government of the People’s Republic of China.

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## IN THE SENATE OF THE UNITED STATES

MAY 31 (legislative day, MAY 30), 2023

Mr. RUBIO (for himself and Mr. MERKLEY) introduced the following bill; which was read twice and referred to the Committee on Banking, Housing, and Urban Affairs

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## A BILL

To expand the imposition of sanctions under the Uyghur Human Rights Policy Act of 2020 with respect to human rights abuses in the Xinjiang Uyghur Autonomous Region of the People’s Republic of China and to counter the genocidal policies of the Government of the People’s Republic of China.

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

1 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

2 (a) **SHORT TITLE.**—This Act may be cited as the  
3 “Uyghur Genocide Accountability and Sanctions Act of  
4 2023”.

5 (b) **TABLE OF CONTENTS.**—The table of contents for  
6 this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Expansion of sanctions under Uyghur Human Rights Policy Act of 2020.
- Sec. 3. Sense of Congress on application of sanctions under Uyghur Human Rights Policy Act of 2020.
- Sec. 4. Denial of United States entry for individuals complicit in forced abortions or forced sterilizations.
- Sec. 5. Physical and psychological support for Uyghurs, Kazakhs, and other ethnic groups.
- Sec. 6. Preservation of cultural and linguistic heritage of ethnic groups oppressed by the People’s Republic of China.
- Sec. 7. Determination of whether actions of certain Chinese entities meet criteria for imposition of sanctions.
- Sec. 8. Countering propaganda from the People’s Republic of China about genocide.
- Sec. 9. Documenting atrocities in the Xinjiang Uyghur Autonomous Region.
- Sec. 10. Prohibition on certain United States Government agency contracts.
- Sec. 11. Disclosures to Securities and Exchange Commission of certain activities related to Xinjiang Uyghur Autonomous Region.

7 **SEC. 2. EXPANSION OF SANCTIONS UNDER UYGHUR HUMAN**  
8 **RIGHTS POLICY ACT OF 2020.**

9 (a) **IN GENERAL.**—Section 6 of the Uyghur Human  
10 Rights Policy Act of 2020 (Public Law 116–145; 22  
11 U.S.C. 6901 note) is amended—

12 (1) in subsection (a)—

13 (A) in paragraph (1)—

14 (i) in the matter preceding subpara-  
15 graph (A), by striking “persons in  
16 Xinjiang Uyghur Autonomous Region” and

1 inserting “persons residing in the Xinjiang  
2 Uyghur Autonomous Region or members  
3 of those groups in countries outside of the  
4 People’s Republic of China”;

5 (ii) by inserting after subparagraph  
6 (F) the following:

7 “(G) Systematic rape, coercive abortion,  
8 forced sterilization, or involuntary contraceptive  
9 implantation policies and practices.

10 “(H) Human trafficking for the purpose of  
11 organ removal.

12 “(I) Forced separation of children from  
13 their parents to be placed in boarding schools.

14 “(J) Forced deportation or refoulement to  
15 the People’s Republic of China.”;

16 (B) by redesignating paragraph (2) as  
17 paragraph (3); and

18 (C) by inserting after paragraph (1) the  
19 following:

20 “(2) ADDITIONAL MATTERS TO BE IN-  
21 CLUDED.—The President shall include in the report  
22 required by paragraph (1) an identification of—

23 “(A) each foreign person that knowingly  
24 provides significant goods, services, or tech-

1 nology to or for a person identified in the re-  
2 port; and

3 “(B) each foreign person that knowingly  
4 engages in a significant transaction relating to  
5 any of the acts described in subparagraphs (A)  
6 through (J) of paragraph (1).”;

7 (2) in subsection (b), by striking “subsection  
8 (a)(1)” and inserting “subsection (a)”; and

9 (3) by amending subsection (d) to read as fol-  
10 lows:

11 “(d) IMPLEMENTATION; REGULATORY AUTHOR-  
12 ITY.—

13 “(1) IMPLEMENTATION.—The President may  
14 exercise all authorities provided under section 203 of  
15 the International Emergency Economic Powers Act  
16 (50 U.S.C. 1702) to carry out this section.

17 “(2) REGULATORY AUTHORITY.—The President  
18 shall issue such regulations, licenses, and orders as  
19 necessary to carry out this section.”.

20 (b) EFFECTIVE DATE; APPLICABILITY.—The amend-  
21 ments made by this section—

22 (1) take effect on the date of the enactment of  
23 this Act; and

24 (2) apply with respect to the first report re-  
25 quired by section 6(a)(1) of the Uyghur Human

1 Rights Policy Act of 2020 submitted after such date  
2 of enactment.

3 **SEC. 3. SENSE OF CONGRESS ON APPLICATION OF SANC-**  
4 **TIONS UNDER UYGHUR HUMAN RIGHTS POL-**  
5 **ICY ACT OF 2020.**

6 (a) FINDING.—Congress finds that, as of the date of  
7 the enactment of this Act—

8 (1) the report required by section 6(a)(1) of the  
9 Uyghur Human Rights Policy Act of 2020 (Public  
10 Law 116–145; 22 U.S.C. 6901 note) has not been  
11 submitted to Congress; and

12 (2) the sanctions provided for under that Act  
13 have not been employed.

14 (b) SENSE OF CONGRESS.—It is the sense of Con-  
15 gress that the President should employ the sanctions pro-  
16 vided for under the Uyghur Human Rights Policy Act of  
17 2020—

18 (1) to address ongoing atrocities, in particular  
19 the use of forced labor, in the Xinjiang Uyghur Au-  
20 tonomous Region of the People’s Republic of China;  
21 and

22 (2) to hold officials of the People’s Republic of  
23 China accountable for those ongoing atrocities.

1 **SEC. 4. DENIAL OF UNITED STATES ENTRY FOR INDIVID-**  
2 **UALS COMPLICIT IN FORCED ABORTIONS OR**  
3 **FORCED STERILIZATIONS.**

4 Section 801 of the Admiral James W. Nance and  
5 Meg Donovan Foreign Relations Authorization Act, Fiscal  
6 Years 2000 and 2001 (Public Law 106–113; 8 U.S.C.  
7 1182e) is amended—

8 (1) in subsection (a), by striking “may not”  
9 each place it appears and inserting “shall not”;

10 (2) by striking subsection (c) and inserting the  
11 following:

12 “(c) **WAIVER.**—The Secretary of State may waive the  
13 prohibitions in subsection (a) with respect to a foreign na-  
14 tional if the Secretary—

15 “(1) determines that—

16 “(A) the foreign national is not directly  
17 complicit in atrocities, specifically the oversight  
18 of programs or policies the intent of which is to  
19 destroy, in whole or in part, a national, ethnic,  
20 racial, or religious group through the use of  
21 forced sterilization, forced abortion, or other  
22 egregious population control policies;

23 “(B) admitting or paroling the foreign na-  
24 tional into the United States is necessary—

25 “(i) to permit the United States to  
26 comply with the Agreement regarding the

1           Headquarters of the United Nations,  
2           signed at Lake Success on June 26, 1947,  
3           and entered into force November 21, 1947,  
4           between the United Nations and the  
5           United States, or other applicable inter-  
6           national obligations of the United States;  
7           or

8           “(ii) to carry out or assist law en-  
9           forcement activity of the United States;  
10          and

11          “(C) it is important to the national secu-  
12          rity interest of the United States to admit or  
13          parole the foreign national into the United  
14          States; and

15          “(2) provides written notification to the appro-  
16          priate congressional committees containing a jus-  
17          tification for the waiver.

18          “(d) NOTICE.—The Secretary of State shall make a  
19          public announcement whenever the prohibitions under  
20          subsection (a) are imposed under this section.

21          “(e) INFORMATION REQUESTED BY CONGRESS.—The  
22          Secretary of State, upon the request of a Member of Con-  
23          gress, shall provide—

24                  “(1) information about the use of the prohibi-  
25          tions under subsection (a), including the number of

1 times such prohibitions were imposed, disaggregated  
2 by country and by year; or

3 “(2) a classified briefing that includes informa-  
4 tion about the individuals subject to such prohibi-  
5 tions or subject to sanctions under any other Act au-  
6 thORIZING the imposition of sanctions with respect to  
7 the conduct of such individuals.”.

8 **SEC. 5. PHYSICAL AND PSYCHOLOGICAL SUPPORT FOR**  
9 **UYGHURS, KAZAKHS, AND OTHER ETHNIC**  
10 **GROUPS.**

11 (a) AUTHORIZATION.—

12 (1) IN GENERAL.—Using funds appropriated to  
13 the Department of State in annual appropriations  
14 bills under the heading “DEVELOPMENT ASSIST-  
15 ANCE”, the Secretary of State, in conjunction and in  
16 consultation with the Administrator of the United  
17 States Agency for International Development, is au-  
18 thorized, subject to the requirements under chapters  
19 1 and 10 of part I of the Foreign Assistance Act of  
20 1961 (22 U.S.C. 2151 et seq.) and section 634A of  
21 such Act (22 U.S.C. 2394–1)—

22 (A) to provide the assistance described in  
23 paragraph (2) to individuals who—



1 (i) belong to the Uyghur, Kazakh,  
2 Kyrgyz, or another oppressed ethnic group  
3 in the People's Republic of China;

4 (ii) experienced torture, forced steri-  
5 lization, rape, forced abortion, forced labor,  
6 or other atrocities in the People's Republic  
7 of China; and

8 (iii) are residing outside of the Peo-  
9 ple's Republic of China; and

10 (B) to build local capacity for the care de-  
11 scribed in subparagraph (A) through—

12 (i) grants to treatment centers and  
13 programs in foreign countries in accord-  
14 ance with section 130(b) of the Foreign  
15 Assistance Act of 1961 (22 U.S.C.  
16 2152(b)); and

17 (ii) research and training to health  
18 care providers outside of such treatment  
19 centers or programs in accordance with  
20 section 130(c)(2) of such Act.

21 (2) AUTHORIZED ASSISTANCE.—The assistance  
22 described in this paragraph is—

23 (A) medical care;

24 (B) physical therapy; and

25 (C) psychological support.

1 (b) REPORT.—Not later than 1 year after the date  
2 of the enactment of this Act, the Secretary of State shall  
3 submit a report to the Committee on Foreign Relations  
4 of the Senate and the Committee on Foreign Affairs of  
5 the House of Representatives that describes—

6 (1) the direct care or services provided in for-  
7 eign countries for individuals described in subsection  
8 (a)(1)(A); and

9 (2) any projects started or supported in foreign  
10 countries to provide the care or services described in  
11 paragraph (1).

12 (c) FEDERAL SHARE.—Not more than 50 percent of  
13 the costs of providing the assistance authorized under sub-  
14 section (a) may be paid by the United States Government.

15 **SEC. 6. PRESERVATION OF CULTURAL AND LINGUISTIC**  
16 **HERITAGE OF ETHNIC GROUPS OPPRESSED**  
17 **BY THE PEOPLE'S REPUBLIC OF CHINA.**

18 (a) FINDING.—Congress finds that the genocide per-  
19 petrated by officials of the Government of the People's Re-  
20 public of China in the Xinjiang Uyghur Autonomous Re-  
21 gion aims to erase the distinct cultural and linguistic her-  
22 itage of oppressed ethnic groups.

23 (b) SENSE OF CONGRESS.—It is the sense of Con-  
24 gress that the United States Government should use its  
25 diplomatic, development, and cultural activities to promote

1 the preservation of cultural and linguistic heritages of eth-  
2 nic groups in the People’s Republic of China threatened  
3 by the Chinese Communist Party.

4 (c) REPORT REQUIRED.—Not later than one year  
5 after the date of the enactment of this Act, the Secretary  
6 of State, in consultation with the Administrator of the  
7 United States Agency for International Development, shall  
8 submit to the Committee on Foreign Relations of the Sen-  
9 ate and the Committee on Foreign Affairs of the House  
10 of Representatives a report that assesses the feasibility of  
11 establishing a grant program to assist communities facing  
12 threats to their cultural and linguistic heritage from offi-  
13 cials of the Government of the People’s Republic of China.

14 (d) AUTHORIZATION OF APPROPRIATIONS.—There is  
15 authorized to be appropriated \$2,000,000 for each of fis-  
16 cal years 2024 through 2027, to support the establishment  
17 of a Repressed Cultures Preservation Initiative within the  
18 Smithsonian Institution to pool Institution-wide efforts to-  
19 ward research, exhibitions, and education related to the  
20 cultural and linguistic heritage of ethnic and religious  
21 groups the cultures of which are threatened by repressive  
22 regimes, including the Chinese Communist Party.

1 **SEC. 7. DETERMINATION OF WHETHER ACTIONS OF CER-**  
2 **TAIN CHINESE ENTITIES MEET CRITERIA FOR**  
3 **IMPOSITION OF SANCTIONS.**

4 (a) IN GENERAL.—Not later than 60 days after the  
5 date of the enactment of this Act, the Secretary of the  
6 Treasury, in consultation with the Secretary of State and  
7 the Attorney General, shall—

8 (1) determine whether any entity specified in  
9 subsection (b)—

10 (A) is responsible for or complicit in, or  
11 has directly or indirectly engaged in, serious  
12 human rights abuses against Uyghurs or other  
13 predominantly Muslim ethnic groups in the  
14 Xinjiang Uyghur Autonomous Region of the  
15 People’s Republic of China; or

16 (B) meets the criteria for the imposition of  
17 sanctions under—

18 (i) the Global Magnitsky Human  
19 Rights Accountability Act (22 U.S.C.  
20 10101 et seq.);

21 (ii) section 6 of the Uyghur Human  
22 Rights Policy Act of 2020 (Public Law  
23 116–145; 22 U.S.C. 6901 note);

24 (iii) section 105, 105A, 105B, or  
25 105C of the Comprehensive Iran Sanc-  
26 tions, Accountability, and Divestment Act

1 of 2010 (22 U.S.C. 8514, 8514a, 8514b,  
2 and 8514e);

3 (iv) Executive Order 13818 (50  
4 U.S.C. 1701 note; relating to blocking the  
5 property of persons involved in serious  
6 human rights abuse or corruption), as  
7 amended on or after the date of the enact-  
8 ment of this Act; or

9 (v) Executive Order 13553 (50 U.S.C.  
10 1701 note; relating to blocking property of  
11 certain persons with respect to serious  
12 human rights abuses by the Government of  
13 Iran and taking certain other actions), as  
14 amended on or after the date of the enact-  
15 ment of this Act;

16 (2) if the Secretary of the Treasury determines  
17 under paragraph (1) that an entity is responsible for  
18 or complicit in, or has directly or indirectly engaged  
19 in, serious human rights abuses described in sub-  
20 paragraph (A) of that paragraph or meets the cri-  
21 teria for the imposition of sanctions described in  
22 subparagraph (B) of that paragraph, include the en-  
23 tity on the list of specially designated nationals and  
24 blocked persons maintained by the Office of Foreign  
25 Assets Control; and



1 tering propaganda and other messaging from news and  
2 information sources associated with the Government of the  
3 People’s Republic of China or entities associated with the  
4 Chinese Communist Party or influenced by the Chinese  
5 Communist Party or the Government of the People’s Re-  
6 public of China that—

7           (1) deny the genocide, crimes against humanity,  
8           and other egregious human rights abuses experi-  
9           enced by Uyghurs and other predominantly Muslim  
10          ethnic groups in the Xinjiang Uyghur Autonomous  
11          Region;

12          (2) spread propaganda regarding the role of the  
13          United States Government in imposing economic  
14          and reputational costs on the Chinese Communist  
15          Party or the Government of the People’s Republic of  
16          China for its ongoing genocide;

17          (3) target Uyghurs and other people who pub-  
18          licly oppose the Government of the People’s Republic  
19          of China’s genocidal policies and forced labor prac-  
20          tices, including the detention and intimidation of  
21          their family members; or

22          (4) increase pressure on member countries of  
23          the United Nations to deny or defend genocide or  
24          other egregious violations of internationally recog-  
25          nized human rights in the People’s Republic of

1 China within international organizations and multi-  
2 lateral fora, including at the United Nations Human  
3 Rights Council.

4 (b) STRATEGY ELEMENTS.—The strategy required  
5 under subsection (a) shall include—

6 (1) existing messaging strategies and specific  
7 broadcasting efforts to counter the propaganda de-  
8 scribed in paragraphs (1) and (2) of subsection (a)  
9 and the reach of such strategies and efforts to audi-  
10 ences targeted by such propaganda;

11 (2) specific metrics used for determining the  
12 success or failure of the messaging strategies and  
13 broadcasting efforts described in paragraph (1) and  
14 an analysis of the impact of such strategies and ef-  
15 forts;

16 (3) a description of any new or pilot messaging  
17 strategies and broadcasting efforts expected to be  
18 implemented during the 12-month period beginning  
19 on the date of the enactment of this Act and an ex-  
20 planation of the need for such strategies and efforts;

21 (4) measurable goals to be completed during  
22 the 12-month period beginning on the date of the  
23 enactment of this Act and tangible outcomes for ex-  
24 panding broadcasting efforts and countering propa-  
25 ganda; and





1           (2) identifying suspected perpetrators of geno-  
2           cide and crimes against humanity;

3           (3) conducting criminal investigations of atroc-  
4           ity crimes, including by developing indigenous inves-  
5           tigative and judicial skills through partnerships, di-  
6           rect mentoring, and providing the necessary equip-  
7           ment and infrastructure to effectively adjudicate  
8           cases for use in prosecutions in domestic courts, hy-  
9           brid courts, and internationalized domestic courts;

10          (4) supporting investigations conducted by for-  
11          eign countries, civil society groups, and multilateral  
12          organizations, such as the United Nations; and

13          (5) supporting and protecting witnesses partici-  
14          pating in such investigations.

15 **SEC. 10. PROHIBITION ON CERTAIN UNITED STATES GOV-**  
16 **ERNMENT AGENCY CONTRACTS.**

17          (a) PROHIBITION.—The head of an executive agency  
18          may not enter into a contract for the procurement of  
19          goods or services with or for any of the following:

20               (1) Any person identified in the report required  
21               by section 6(a)(1) of the Uyghur Human Rights Pol-  
22               icy Act of 2020 (Public Law 116–145; 22 U.S.C.  
23               6901 note).

24               (2) Any person that mined, produced, or manu-  
25               factured goods, wares, articles, and merchandise de-

1       tained and denied entry into the United States by  
2       U.S. Customs and Border Protection pursuant to  
3       section 3 of the Act entitled “An Act to ensure that  
4       goods made with forced labor in the Xinjiang Auton-  
5       omous Region of the People’s Republic of China do  
6       not enter the United States market, and for other  
7       purposes”, approved December 23, 2021 (Public  
8       Law 117–78; 22 U.S.C. 6901 note) (commonly re-  
9       ferred to as the “Uyghur Forced Labor Prevention  
10      Act”).

11           (3) Any person that the head of the executive  
12      agency determines, with the concurrence of the Sec-  
13      retary of State, facilitates the genocide and human  
14      rights abuses occurring in the Xinjiang Uyghur Au-  
15      tonomous Region of the People’s Republic of China.

16           (4) Any person, program, project, or activity  
17      that—

18           (A) contributes to forced labor, particularly  
19      through the procurement of any goods, wares,  
20      articles, and merchandise mined, produced, or  
21      manufactured wholly, or in part, in the  
22      Xinjiang Uyghur Autonomous Region or by the  
23      forced labor of ethnic Uyghurs or other per-  
24      secuted individuals or groups in the People’s  
25      Republic of China; or

1 (B) violates internationally recognized  
2 labor rights of individuals or groups in the Peo-  
3 ple’s Republic of China.

4 (b) CONSULTATIONS.—The head of each executive  
5 agency shall consult with the Forced Labor Enforcement  
6 Task Force, established under section 741 of the United  
7 States-Mexico-Canada Agreement Implementation Act (19  
8 U.S.C. 4681), with respect to the implementation of sub-  
9 section (a)(2).

10 (c) REPORT REQUIRED.—Not later than 180 days  
11 after the date of the enactment of this Act, the President  
12 shall submit a report on the implementation of this section  
13 to—

14 (1) the Committee on Finance, the Committee  
15 on Foreign Relations, and the Committee on Home-  
16 land Security and Governmental Affairs of the Sen-  
17 ate; and

18 (2) the Committee on Ways and Means, the  
19 Committee on Foreign Affairs, and the Committee  
20 on Oversight and Accountability of the House of  
21 Representatives.

22 (d) EXECUTIVE AGENCY DEFINED.—In this section,  
23 the term “executive agency” has the meaning given the  
24 term in section 133 of title 41, United States Code.

1 **SEC. 11. DISCLOSURES TO SECURITIES AND EXCHANGE**  
2 **COMMISSION OF CERTAIN ACTIVITIES RE-**  
3 **LATED TO XINJIANG UYGHUR AUTONOMOUS**  
4 **REGION.**

5 (a) AMENDMENT OF REQUIREMENTS FOR APPLICA-  
6 TIONS TO REGISTER ON NATIONAL SECURITIES EX-  
7 CHANGES.—Section 12 of the Securities Exchange Act of  
8 1934 (15 U.S.C. 78l) is amended by adding at the end  
9 the following:

10 “(m) REPORTING OF CERTAIN ACTIVITIES RELAT-  
11 ING TO THE XINJIANG UYGHUR AUTONOMOUS REGION.—

12 “(1) DEFINITION.—In this subsection, the term  
13 ‘covered entity’ means any entity that is—

14 “(A) engaged in providing technology or  
15 other assistance to create mass-population sur-  
16 veillance systems in the Xinjiang Uyghur Au-  
17 tonomous Region of the People’s Republic of  
18 China;

19 “(B) an entity operating in the People’s  
20 Republic of China that is on the Entity List  
21 maintained by the Bureau of Industry and Se-  
22 curity of the Department of Commerce and set  
23 forth in Supplement No. 4 to part 744 of title  
24 15, Code of Federal Regulations;

25 “(C) an individual residing in the People’s  
26 Republic of China or an entity operating in the

1 People’s Republic of China that is on the list of  
2 specially designated nationals and blocked per-  
3 sons maintained by the Office of Foreign Assets  
4 Control of the Department of the Treasury;

5 “(D) constructing or operating detention  
6 facilities for Uyghurs in the Xinjiang Uyghur  
7 Autonomous Region;

8 “(E) a foreign person identified in the re-  
9 port submitted under section 5(c) of the Act en-  
10 titled ‘An Act to ensure that goods made with  
11 forced labor in the Xinjiang Autonomous Re-  
12 gion of the People’s Republic of China do not  
13 enter the United States market, and for other  
14 purposes’, approved December 23, 2021 (Public  
15 Law 117–78; 22 U.S.C. 6901 note) (commonly  
16 referred to, and referred to in this subsection,  
17 as the ‘Uyghur Forced Labor Prevention Act’);

18 “(F) engaged in the ‘pairing assistance’  
19 program that subsidizes the establishment of  
20 manufacturing facilities in the Xinjiang Uyghur  
21 Autonomous Region;

22 “(G) the Xinjiang Production and Con-  
23 struction Corps;

24 “(H) operating in the People’s Republic of  
25 China and producing goods subject to a with-

1 hold release order issued by U.S. Customs and  
2 Border Protection pursuant to section 307 of  
3 the Tariff Act of 1930 (19 U.S.C. 1307);

4 “(I) on a list required by clause (i), (ii),  
5 (iv), or (v) of section 2(d)(2)(B) of the Uyghur  
6 Forced Labor Prevention Act;

7 “(J) any person the property and interests  
8 in property of which have been blocked, pursu-  
9 ant to the International Emergency Economic  
10 Powers Act (50 U.S.C. 1701 et seq.) or any  
11 other provision of law, for actions relating to  
12 the detention or abuse of Uyghurs and other  
13 predominantly Muslim ethnic groups in the  
14 Xinjiang Uyghur Autonomous Region;

15 “(K) an individual residing in the People’s  
16 Republic of China, or an entity operating in the  
17 People’s Republic of China, the property and  
18 interests in property of which have been blocked  
19 pursuant to section 1263 of the Global  
20 Magnitsky Human Rights Accountability Act  
21 (22 U.S.C. 10102);

22 “(L) any person responsible for, or  
23 complicit in, the commission of atrocities in the  
24 Xinjiang Uyghur Autonomous Region; or

1           “(M) an affiliate of an entity described in  
2           any of subparagraphs (A) through (L).

3           “(2) ISSUANCE OF RULES.—Not later than 180  
4           days after the date of enactment of this subsection,  
5           the Commission shall issue rules—

6           “(A) to require an issuer filing an applica-  
7           tion to register a security with a national secu-  
8           rities exchange—

9           “(i) to include in the application the  
10          documentation described in paragraph (3);  
11          and

12          “(ii) to file the application and docu-  
13          mentation with the Commission;

14          “(B) to require an issuer to file a report  
15          with the Commission containing the documenta-  
16          tion described in paragraph (3) if the securities  
17          of the issuer are not listed on a national securi-  
18          ties exchange and merges with another issuer,  
19          the securities of which are listed on such an ex-  
20          change; and

21          “(C) to require an issuer filing a registra-  
22          tion statement under subsection (g) to include  
23          with that statement the documentation de-  
24          scribed in paragraph (3).

25          “(3) DOCUMENTATION REQUIRED.—



1           “(A) SIGNIFICANT TRANSACTIONS.—With  
2           respect to an issuer, the documentation de-  
3           scribed in this paragraph is documentation  
4           showing that neither the issuer nor any affiliate  
5           of the issuer, directly or indirectly, has engaged  
6           in a significant transaction with a covered enti-  
7           ty.

8           “(B) TRANSPARENT DOCUMENTATION OF  
9           SUPPLY CHAIN LINKS.—In issuing rules under  
10          paragraph (2), in addition to the documentation  
11          required under subparagraph (A), the Commis-  
12          sion shall also require an issuer to which those  
13          rules apply to document the name (in English  
14          and in the most commonly spoken language of  
15          the country in which the issuer is incorporated,  
16          if other than English) and address of, and  
17          sourcing quantities from, each smelter, refinery,  
18          farm, or manufacturing facility (as appro-  
19          priate)—

20                   “(i) with which the issuer has a busi-  
21                   ness relationship; and

22                   “(ii) that is owned or operated by—

23                           “(I) a person located in the  
24                           Xinjiang Uyghur Autonomous Region;  
25                           or

1                   “(II) a person working with the  
2                   Government of the Xinjiang Uyghur  
3                   Autonomous Region to recruit, trans-  
4                   port, transfer, harbor, or receive labor  
5                   of Uyghurs, Kazakhs, Kyrgyz, or  
6                   members of other persecuted groups  
7                   out of the Xinjiang Uyghur Autono-  
8                   mous Region.

9                   “(4) INDEPENDENT VERIFICATION OF DOCU-  
10                  MENTATION.—In issuing rules under paragraph (1),  
11                  the Commission shall—

12                   “(A) require an issuer to obtain inde-  
13                   pendent verification of the documentation de-  
14                   scribed in paragraph (3) by a third-party audi-  
15                   tor approved by the Commission, before the fil-  
16                   ing of an application, report, or registration  
17                   statement containing the documentation; and

18                   “(B) require that the identity of the third-  
19                   party auditor described in subparagraph (A) re-  
20                   main confidential.

21                   “(5) PUBLIC AVAILABILITY OF DOCUMENTA-  
22                  TION.—The Commission shall make all documenta-  
23                  tion received under this subsection available to the  
24                  public.

1           “(6) PENALTY.—With respect to an application  
2 or report described in paragraph (2), if an issuer  
3 fails to comply with the requirements of this sub-  
4 section (including any misrepresentation of the in-  
5 formation described in paragraph (3))—

6           “(A) in the case of an application de-  
7 scribed in paragraph (2)(A)—

8           “(i) the applicable national securities  
9 exchange may not approve the application;  
10 and

11           “(ii) the issuer may not refile the ap-  
12 plication for 1 year; and

13           “(B) in the case of a report described in  
14 paragraph (1)(B) or a registration statement  
15 described in paragraph (1)(C)—

16           “(i) the President shall—

17           “(I) make a determination with  
18 respect to whether—

19           “(aa) the Secretary of the  
20 Treasury should initiate an inves-  
21 tigation with respect to the impo-  
22 sition of sanctions under the  
23 Global Magnitsky Human Rights  
24 Accountability Act (22 U.S.C.  
25 10101 et seq.); or

1           “(bb) the Attorney General  
2           should initiate an investigation  
3           under any provision of law in-  
4           tended to hold accountable indi-  
5           viduals or entities involved in the  
6           importation of goods produced  
7           using forced labor, including sec-  
8           tion 545, 1589, or 1761 of title  
9           18, United States Code; and

10           “(II) not later than 180 days  
11           after initiating an investigation de-  
12           scribed in subclause (I), make a deter-  
13           mination with respect to whether—

14           “(aa) to impose sanctions  
15           under the Global Magnitsky  
16           Human Rights Accountability  
17           Act with respect to the issuer or  
18           affiliate of the issuer (as the case  
19           may be); or

20           “(bb) to refer the case to  
21           the Department of Justice or an-  
22           other relevant Federal agency for  
23           further investigation.

24           “(7) REPORTS.—

1           “(A) ANNUAL REPORT TO CONGRESS.—

2           The Commission shall—

3                   “(i) conduct an annual assessment of  
4                   the compliance of issuers with the require-  
5                   ments of this subsection; and

6                   “(ii) submit to Congress a report con-  
7                   taining the results of each assessment con-  
8                   ducted under clause (i).

9           “(B) GOVERNMENT ACCOUNTABILITY OF-  
10           FICE REPORT.—The Comptroller General of the  
11           United States shall periodically evaluate and re-  
12           port to Congress on the effectiveness of the  
13           oversight by the Commission of the require-  
14           ments of this subsection.

15           “(8) SUNSET.—The provisions of this sub-  
16           section shall terminate on the date that is 30 days  
17           after the date on which the President submits the  
18           determination described in section 6(2) of the  
19           Uyghur Forced Labor Prevention Act.”.

20           (b) AMENDMENTS OF PERIODICAL REPORTING RE-  
21           QUIREMENTS FOR ISSUERS ON NATIONAL SECURITIES  
22           EXCHANGES.—Section 13 of the Securities Exchange Act  
23           of 1934 (15 U.S.C. 78m) is amended by adding at the  
24           end the following:

1       “(t) DISCLOSURE OF CERTAIN ACTIVITIES RELAT-  
2   ING TO XINJIANG UYGHUR AUTONOMOUS REGION OF THE  
3   PEOPLE’S REPUBLIC OF CHINA.—

4           “(1) IN GENERAL.—Each issuer required to file  
5       an annual or quarterly report under subsection (a)  
6       shall disclose in that report the information required  
7       by paragraph (2) if, during the period covered by  
8       the report, the issuer or any affiliate of the issuer  
9       engaged, directly or indirectly, in an activity (includ-  
10      ing through a business relationship, ownership inter-  
11      est, or other financial or personal interest) with a  
12      covered entity, as defined in section 12(m).

13           “(2) INFORMATION REQUIRED.—If an issuer or  
14      an affiliate of an issuer has engaged, directly or in-  
15      directly, in any activity described in paragraph (1),  
16      the issuer shall disclose a detailed description of  
17      each such activity, including—

18           “(A) the nature and extent of the activity;

19           “(B) the gross revenues and net profits, if  
20      any, attributable to the activity; and

21           “(C) whether the issuer or the affiliate of  
22      the issuer (as the case may be) intends to con-  
23      tinue the activity.

24           “(3) NOTICE OF DISCLOSURES.—If an issuer  
25      reports under paragraph (1) that the issuer or an

1 affiliate of the issuer has engaged in any activity de-  
2 scribed in that paragraph, the issuer shall separately  
3 file with the Commission, concurrently with the an-  
4 nual or quarterly report under subsection (a), a no-  
5 tice that the disclosure of that activity has been in-  
6 cluded in that annual or quarterly report that identi-  
7 fies the issuer and contains the information required  
8 under paragraph (2).

9 “(4) PUBLIC DISCLOSURE OF INFORMATION.—

10 Upon receiving a notice under paragraph (3) that an  
11 annual or quarterly report includes a disclosure of  
12 an activity described in paragraph (1), the Commis-  
13 sion shall promptly—

14 “(A) transmit the report to—

15 “(i) the President;

16 “(ii) the Committee on Foreign Rela-  
17 tions and the Committee on Banking,  
18 Housing, and Urban Affairs of the Senate;  
19 and

20 “(iii) the Committee on Foreign Af-  
21 fairs and the Committee on Financial  
22 Services of the House of Representatives;  
23 and

24 “(B) make the information provided in the  
25 disclosure and the notice available to the public

1 by posting the information on the internet  
2 website of the Commission.

3 “(5) INVESTIGATIONS.—Upon receiving a re-  
4 port under paragraph (4) that includes a disclosure  
5 of an activity described in paragraph (1) by an  
6 issuer or an affiliate of the issuer, the President  
7 shall—

8 “(A) make a determination with respect to  
9 whether—

10 “(i) the Secretary of the Treasury  
11 should initiate an investigation with re-  
12 spect to the imposition of sanctions under  
13 the Global Magnitsky Human Rights Ac-  
14 countability Act (22 U.S.C. 10101 et seq.);  
15 or

16 “(ii) the Attorney General should ini-  
17 tiate an investigation under any provision  
18 of law intended to hold accountable indi-  
19 viduals or entities involved in the importa-  
20 tion of goods produced using forced labor,  
21 including section 545, 1589, or 1761 of  
22 title 18, United States Code; and

23 “(B) not later than 180 days after initi-  
24 ating such an investigation, make a determina-  
25 tion with respect to whether—



1 “(i) to impose sanctions under the  
2 Global Magnitsky Human Rights Account-  
3 ability Act with respect to the issuer or af-  
4 filiate of the issuer (as the case may be);  
5 or

6 “(ii) to refer the case to the Depart-  
7 ment of Justice or another relevant Fed-  
8 eral agency for further investigation.

9 “(6) SUNSET.—The provisions of this sub-  
10 section shall terminate on the date that is 30 days  
11 after the date on which the President submits the  
12 determination described in section 6(2) of the Act  
13 entitled ‘An Act to ensure that goods made with  
14 forced labor in the Xinjiang Autonomous Region of  
15 the People’s Republic of China do not enter the  
16 United States market, and for other purposes’, ap-  
17 proved December 23, 2021 (Public Law 117–78; 22  
18 U.S.C. 6901 note).”.

19 (c) EFFECTIVE DATE.—The amendments made by  
20 this section shall apply with respect to any application,  
21 registration statement, or report required to be filed with  
22 the Securities and Exchange Commission after the date  
23 that is 180 days after the date of enactment of this Act.

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