

Calendar No. 261

118TH CONGRESS
1ST SESSION

S. 229

To require SelectUSA to coordinate with State-level economic development organizations to increase foreign direct investment in semiconductor-related manufacturing and production.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 2, 2023

Mr. PETERS (for himself, Mr. SCOTT of Florida, Mrs. BLACKBURN, and Mr. TESTER) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

DECEMBER 5, 2023

Reported by Ms. CANTWELL, without amendment

A BILL

To require SelectUSA to coordinate with State-level economic development organizations to increase foreign direct investment in semiconductor-related manufacturing and production.

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 “Securing Semicon-
5 ductor Supply Chains Act of 2023”.

1 **SEC. 2. SELECTUSA DEFINED.**

2 In this Act, the term “SelectUSA” means the
3 SelectUSA program of the Department of Commerce es-
4 tablished by Executive Order 13577 (76 Fed. Reg.
5 35,715).

6 **SEC. 3. FINDINGS.**

7 Congress makes the following findings:

8 (1) Semiconductors underpin the United States
9 and global economies, including manufacturing sec-
10 tors. Semiconductors are also essential to the na-
11 tional security of the United States.

12 (2) A shortage of semiconductors, brought
13 about by the COVID–19 pandemic and other com-
14 plex factors impacting the overall supply chain, has
15 threatened the economic recovery of the United
16 States and industries that employ millions of United
17 States citizens.

18 (3) Addressing current challenges and building
19 resilience against future risks requires ensuring a se-
20 cure and stable supply chain for semiconductors that
21 will support the economic and national security
22 needs of the United States and its allies.

23 (4) The supply chain for semiconductors is
24 complex and global. While the United States plays
25 a leading role in certain segments of the semicon-
26 ductor industry, securing the supply chain requires

1 onshoring, reshoring, or diversifying vulnerable seg-
2 ments, such as for—

3 (A) fabrication;

4 (B) advanced packaging; and

5 (C) materials and equipment used to man-
6 ufacture semiconductor products.

7 (5) The Federal Government can leverage for-
8 eign direct investment and private dollars to grow
9 the domestic manufacturing and production capacity
10 of the United States for vulnerable segments of the
11 semiconductor supply chain.

12 (6) The SelectUSA program of the Department
13 of Commerce, in coordination with other Federal
14 agencies and State-level economic development orga-
15 nizations, is positioned to boost foreign direct invest-
16 ment in domestic manufacturing and to help secure
17 the semiconductor supply chain of the United States.

18 **SEC. 4. COORDINATION WITH STATE-LEVEL ECONOMIC DE-**

19 **VELOPMENT ORGANIZATIONS.**

20 Not later than 180 days after the date of the enact-
21 ment of this Act, the Executive Director of SelectUSA
22 shall solicit comments from State-level economic develop-
23 ment organizations—

24 (1) to review—

1 (A) what efforts the Federal Government
2 can take to support increased foreign direct in-
3 vestment in any segment of semiconductor-re-
4 lated production;

5 (B) what barriers to such investment may
6 exist and how to amplify State efforts to attract
7 such investment;

8 (C) public opportunities those organiza-
9 tions have identified to attract foreign direct in-
10 vestment to help increase investment described
11 in subparagraph (A); and

12 (D) resource gaps or other challenges that
13 prevent those organizations from increasing
14 such investment; and

15 (2) to develop recommendations for—

16 (A) how SelectUSA can increase such in-
17 vestment independently or through partnership
18 with those organizations; and

19 (B) working with countries that are allies
20 or partners of the United States to ensure that
21 foreign adversaries (as defined in section
22 8(e)(2) of the Secure and Trusted Communica-
23 tions Networks Act of 2019 (47 U.S.C.
24 1607(c)(2))) do not benefit from United States
25 efforts to increase such investment.

1 **SEC. 5. REPORT ON INCREASING FOREIGN DIRECT INVEST-**
2 **MENT IN SEMICONDUCTOR-RELATED MANU-**
3 **FACTURING AND PRODUCTION.**

4 Not later than 2 years after the date of the enact-
5 ment of this Act, the Executive Director of SelectUSA,
6 in coordination with the Federal Interagency Investment
7 Working Group established by Executive Order 13577 (76
8 Fed. Reg. 35,715; relating to establishment of the
9 SelectUSA Initiative), shall submit to the Committee on
10 Commerce, Science, and Transportation of the Senate and
11 the Committee on Energy and Commerce of the House
12 of Representatives a report that includes—

13 (1) a review of the comments SelectUSA re-
14 ceived from State-level economic development organi-
15 zations under section 4;

16 (2) a description of activities SelectUSA is en-
17 gaged in to increase foreign direct investment in
18 semiconductor-related manufacturing and produc-
19 tion; and

20 (3) an assessment of strategies SelectUSA may
21 implement to achieve an increase in such investment
22 and to help secure the United States supply chain
23 for semiconductors, including by—

24 (A) working with other relevant Federal
25 agencies; and

1 (B) working with State-level economic de-
2 velopment organizations and implementing any
3 strategies or recommendations SelectUSA re-
4 ceived from those organizations.

5 **SEC. 6. NO ADDITIONAL FUNDS.**

6 No additional funds are authorized to be appro-
7 priated for the purpose of carrying out this Act. The Exec-
8 utive Director of SelectUSA shall carry out this Act using
9 amounts otherwise available to the Executive Director for
10 such purposes.

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