

115TH CONGRESS  
2D SESSION

# H. R. 7384

To counter the mass arbitrary detention of Turkic Muslims, including Uighurs, within the Xinjiang Uighur Autonomous Region of the People's Republic of China, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

DECEMBER 20, 2018

Mr. SHERMAN (for himself, Mr. YOHO, Mr. CONNOLLY, Mrs. WAGNER, and Mr. MCGOVERN) introduced the following bill; which was referred to the Committee on Foreign Affairs, and in addition to the Committees on Oversight and Government Reform, 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

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## A BILL

To counter the mass arbitrary detention of Turkic Muslims, including Uighurs, within the Xinjiang Uighur Autonomous Region 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 “Uighur Intervention  
5 and Global Humanitarian Unified Response Act of 2018”  
6 or the “UIGHUR Act of 2018”.

1 **SEC. 2. FINDINGS AND STATEMENT OF POLICY.**

2 (a) FINDINGS.—Congress finds the following:

3 (1) The continued commitment of the United  
4 States to the international promotion of fundamental  
5 rights and freedoms is critical to global stability and  
6 the security and prosperity of the American people.

7 (2) The relationship between the United States  
8 and the People’s Republic of China is of immense  
9 geopolitical and economic importance, and it is im-  
10 perative that bilateral engagement encompass the  
11 full spectrum of contested issues, including human  
12 rights matters such as freedom of speech and free-  
13 dom of religion.

14 (3) The United Nations Committee on the  
15 Elimination of Racial Discrimination has cited esti-  
16 mates that approximately 1,000,000 ethnic or reli-  
17 gious minorities within the Xinjiang Uighur Autono-  
18 mous Region of the People’s Republic of China are  
19 currently being arbitrarily detained in “political re-  
20 education camps”, including members of the Uighur,  
21 Kazakh, Kyrgyz, and Tartar communities, among  
22 others.

23 (4) The mass arbitrary detention of persons on  
24 the basis of their religious or ethnic background,  
25 without due process of law or individualized credible  
26 allegations of wrongdoing against each detained indi-

1       vidual, is not a credible or effective counterterrorism  
2       strategy and constitutes a severe violation of inter-  
3       national norms and standards.

4               (5) Turkic Muslims within the Xinjiang Uighur  
5       Autonomous Region, and elsewhere within the Peo-  
6       ple’s Republic of China and globally, have further  
7       been subjected to discriminatory policies and prac-  
8       tices that seek to limit or otherwise restrict their ex-  
9       ercise of universal rights.

10       (b) STATEMENT OF POLICY.—It is the policy of the  
11   United States to—

12               (1) oppose the mass arbitrary detention of  
13       Turkic Muslims within the People’s Republic of  
14       China on the basis of their religion, ethnicity, or ac-  
15       tual or perceived political views and without due  
16       process protections;

17               (2) support efforts to combat governmental dis-  
18       crimination against ethnic minorities within the Peo-  
19       ple’s Republic of China, including against policies  
20       which seek to suppress or otherwise constrain the re-  
21       ligious, cultural, or linguistic practices of Turkic  
22       Muslim communities or to limit the ability of mem-  
23       bers of such communities to travel domestically or  
24       internationally;

1           (3) hold senior regional officials in the Xinjiang  
2           Uighur Autonomous Region of the People’s Republic  
3           of China accountable for gross human rights viola-  
4           tions within the Xinjiang Uighur Autonomous Re-  
5           gion, including through the application of United  
6           States sanctions authorities, and voice concerns re-  
7           garding such violations in interactions with the Gov-  
8           ernment of the People’s Republic of China;

9           (4) seek the immediate cessation of all efforts  
10          by the Government of the People’s Republic of  
11          China to intimidate, harass, or intrusively surveil  
12          members of the Chinese diaspora community, includ-  
13          ing Turkic Muslims, present within the United  
14          States;

15          (5) pursue a lifting of all improper restrictions  
16          upon journalists, nongovernmental organizations,  
17          and American officials operating within, or seeking  
18          to operate within, the Xinjiang Uighur Autonomous  
19          Region;

20          (6) recognize that the actions of the Govern-  
21          ment of the People’s Republic of China in the  
22          Xinjiang Uighur Autonomous Region are inherently  
23          linked with its One Belt One Road Initiative, as well  
24          as its Strike Hard Campaign; and

1           (7) engage all appropriate instruments of  
2           United States influence to combat gross violations of  
3           human rights in the Xinjiang Uighur Autonomous  
4           Region, penalize entities and persons that facilitate  
5           such violations within the Xinjiang Uighur Autono-  
6           mous Region, including the mass arbitrary detention  
7           of Turkic Muslims, and deter policies or activities of  
8           the People’s Republic of China, or agents thereof,  
9           that seek to constrain the freedom of speech or reli-  
10          gion of members of Turkic Muslim communities  
11          globally.

12 **SEC. 3. POLITICAL RE-EDUCATION AND MASS ARBITRARY**  
13 **DETENTION.**

14          (a) **ADVOCACY WITH CHINESE AUTHORITIES.**—The  
15 Secretary of State, in meetings with representatives of the  
16 Government of the People’s Republic of China, should  
17 urge—

18           (1) the release of all persons detained in the  
19           Xinjiang Uighur Autonomous Region of the People’s  
20           Republic of China on the basis of their religion, eth-  
21           nicity, or actual or perceived political views;

22           (2) an end to the practice of “political re-edu-  
23           cation” or mass arbitrary detention practices deriva-  
24           tive thereof; and

1           (3) the immediate cessation of all governmental  
2           actions that discriminately deprive members of  
3           Turkic Muslim communities, including the Uighur  
4           community, of fundamental rights, such as freedom  
5           of expression, freedom of religion, and freedom of  
6           movement, including with respect to domestic or  
7           international travel.

8           (b) DOCUMENTATION STUDY AND REPORT.—

9           (1) STUDY.—The Secretary of State, in coordi-  
10          nation with the heads of other relevant Federal  
11          agencies, shall conduct a study to document the  
12          mass arbitrary detainment of Turkic Muslims in the  
13          Xinjiang Uighur Autonomous Region of the People’s  
14          Republic of China. Such study shall, at a minimum,  
15          include geographic information regarding the loca-  
16          tion of suspected detainment facilities, estimates of  
17          the number of people detained in such facilities, a  
18          timeline of escalatory discrimination against Turkic  
19          Muslims, detailed information regarding the refoule-  
20          ment of Turkic Muslims to the People’s Republic of  
21          China, and, to the maximum extent practicable, in-  
22          formation derived from interviews with former de-  
23          tainees of such facilities, including with respect to  
24          conditions in detention facilities.

1           (2) REPORT.—Not later than one year after the  
2           date of the enactment of this Act, the Secretary of  
3           State shall prepare and make available to the public  
4           a report that contains the results of the study con-  
5           ducted under paragraph (1).

6 **SEC. 4. INTERNATIONAL ADVOCACY.**

7           (a) ADVOCACY AT THE UNITED NATIONS.—The  
8           President should instruct representatives of the United  
9           States at the United Nations to use the voice and vote  
10          of the United States to condemn the mass arbitrary de-  
11          tainment of Turkic Muslims within the Xinjiang Uighur  
12          Autonomous Region of the People’s Republic of China,  
13          and to encourage United Nations Member States to simi-  
14          larly condemn and advocate against such activities.

15          (b) ADVOCACY IN CENTRAL ASIA.—The Secretary of  
16          State, in meetings with representatives of relevant govern-  
17          ments of Central Asian countries, should urge such gov-  
18          ernments to provide appropriate assistance, including as-  
19          surances of safety, to Turkic Muslims from the Xinjiang  
20          Uighur Autonomous Region of the People’s Republic of  
21          China residing in the respective territories of such coun-  
22          tries.

23          (c) ADDITIONAL INTERNATIONAL ADVOCACY.—The  
24          Secretary of State, in appropriate meetings with rep-  
25          resentatives of foreign governments, particularly those af-

1 affiliated with countries that participate in the Organisation  
2 of Islamic Cooperation, should urge such governments to  
3 raise the issue of human rights in the Xinjiang Uighur  
4 Autonomous Region in their respective interactions with  
5 officials of the People’s Republic of China.

6 (d) **ADVOCACY AGAINST REFOULEMENT.**—The Sec-  
7 retary of State, in appropriate meetings with representa-  
8 tives of foreign governments identified in the report re-  
9 quired under subsection (g) of section 302 of the U.S.-  
10 China Relations Act of 2000 (Public Law 106–286; 22  
11 U.S.C. 6912), pursuant to the information required under  
12 paragraph (3)(B) of subsection (h) of such section (as  
13 added by section 14 of this Act), describing those coun-  
14 tries that have refouled Turkic Muslims to the People’s  
15 Republic of China, should urge such governments to not  
16 repatriate or extradite Turkic Muslims to the People’s Re-  
17 public of China when such persons may be subject to gross  
18 violations of basic human rights, including mass arbitrary  
19 detention, or on the basis of conduct or associations which  
20 would not constitute offenses under United States law or  
21 regulation.

22 **SEC. 5. APPLICATION OF GLOBAL MAGNITSKY HUMAN**  
23 **RIGHTS ACCOUNTABILITY ACT.**

24 (a) **SENSE OF CONGRESS.**—It is the sense of Con-  
25 gress that the President should consider imposing sanc-

1 tions under the Global Magnitsky Human Rights Account-  
2 ability Act (subtitle F of title XII of the National Defense  
3 Authorization Act for Fiscal Year 2017 (Public Law 114–  
4 328; 22 U.S.C. 2656 note)) against senior regional offi-  
5 cials in the Xinjiang Uighur Autonomous Region respon-  
6 sible for facilitating the mass arbitrary detention of Turkic  
7 Muslims within such region, until such time as such senior  
8 regional officials cease to participate in such activities.

9 (b) PUBLIC STATEMENT.—Not later than 180 days  
10 after the date of the enactment of this Act, the President  
11 shall release a public statement, to be made available  
12 prominently on the website of the White House or an ap-  
13 propriate Federal agency, regarding any sanctions against  
14 senior regional officials in the Xinjiang Uighur Autono-  
15 mous Region.

16 (c) REPORT.—

17 (1) IN GENERAL.—In the event sanctions have  
18 not been imposed against senior regional officials in  
19 the Xinjiang Uighur Autonomous Region by the date  
20 that is 180 days after the date of the enactment of  
21 this Act, the President shall transmit to the Com-  
22 mittee on Foreign Affairs of the House of Rep-  
23 resentatives and the Committee on Foreign Rela-  
24 tions of the Senate and make available to the public  
25 a report detailing the deliberations underlying the

1 determinations of the President to not impose such  
2 sanctions.

3 (2) FORM.—Any report required under para-  
4 graph (1) shall be transmitted in unclassified form  
5 but may contain a classified annex.

6 **SEC. 6. RESTRICTIONS ON FEDERAL PROCUREMENT.**

7 (a) FOREIGN PROHIBITION.—Except as provided in  
8 subsection (d), the head of an executive agency may not  
9 enter into or renew a contract, on or after the date that  
10 is one year after the date of the enactment of this Act,  
11 for the procurement of goods or services with a foreign  
12 person who at any time within the preceding three years  
13 substantially facilitated or provided substantial knowing  
14 assistance, as determined by such head in accordance with  
15 subsection (c), with respect to the mass arbitrary detain-  
16 ment of Turkic Muslims within the Xinjiang Uighur Au-  
17 tonomous Region of the People’s Republic of China on the  
18 basis of associations or conduct which would not constitute  
19 offenses under United States law or regulation.

20 (b) DOMESTIC CONSIDERATION.—Except as provided  
21 in subsection (d), the head of an executive agency shall,  
22 before entering into or renewing a contract, on or after  
23 the date that is one year after the date of the enactment  
24 of this Act, for the procurement of goods or services with  
25 a United States person who at any time within the pre-

1 ceding three years substantially facilitated or provided  
2 substantial knowing assistance, as determined by such  
3 head in accordance with subsection (c), with respect to the  
4 mass arbitrary detainment of Turkic Muslims within the  
5 Xinjiang Uighur Autonomous Region of the People's Re-  
6 public of China on the basis of associations or conduct  
7 which would not constitute offenses under United States  
8 law or regulation, take into consideration such facilitation  
9 or assistance (as the case may be), provide adverse consid-  
10 eration to such proposed contract, and, to the extent prac-  
11 ticable, assess the availability of such goods or services  
12 from alternative United States persons.

13 (c) PROCEDURE.—In making the determinations and  
14 assessments required under subsections (a) and (b), as the  
15 case may be, the head of the executive agency at issue  
16 shall, except in the case of contracts for the procurement  
17 of routine goods or services in support of United States  
18 Government activities or operations within the People's  
19 Republic of China or any Special Administrative Region  
20 thereof, consult with the Secretary of Commerce, unless  
21 such agency has independently determined the contract to  
22 be entered into or renewed would be denied as a result  
23 of being entered into or renewed with a—

24 (1) foreign person domiciled or having its prin-  
25 cipal place of business within the People's Republic

1 of China, or United States person such agency has  
2 reasonable grounds to believe is a corporate affiliate  
3 thereof;

4 (2) foreign or United States person with respect  
5 to whom such agency has reasonable grounds to be-  
6 lieve the prohibitions or requirements under sub-  
7 sections (a) or (b), as the case may be, likely apply;  
8 or

9 (3) foreign person whom the Committee on  
10 Foreign Affairs of the House of Representatives or  
11 the Committee on Foreign Relations of the Senate,  
12 or any Member thereof, identifies in a written com-  
13 munication to such agency is likely subject to the  
14 prohibitions or requirements under subsections (a)  
15 or (b), as the case may be.

16 (d) WAIVER.—The President is authorized, upon 30  
17 days prior written notification to the Committee on For-  
18 eign Affairs of the House of Representatives and the Com-  
19 mittee on Foreign Relations of the Senate, to waive the  
20 prohibitions and requirements under subsections (a) and  
21 (b), as the case may be, with respect to a person if the  
22 President determines that such prohibition or require-  
23 ment, as the case may be, would negatively impact the  
24 national security or national interests of the United  
25 States.

1 (e) ANNUAL REPORTS.—

2 (1) IN GENERAL.—Not later than one year  
3 after the date of the enactment of this Act and an-  
4 nually thereafter for a period of five years or until  
5 such time as the President certifies in writing to the  
6 Committee on Foreign Affairs of the House of Rep-  
7 resentatives and the Committee on Foreign Rela-  
8 tions of the Senate that the mass arbitrary detain-  
9 ment of Turkic Muslims within the Xinjiang Uighur  
10 Autonomous Region has ceased, the President shall  
11 transmit to such committees a report that identifies  
12 each foreign person the President has determined is  
13 described in the prohibition under subsection (a) or  
14 each United States person that has been denied a  
15 contract subject to the adverse consideration pro-  
16 vided for under subsection (b) and, in addition, an  
17 identification of each foreign person and United  
18 States person with respect to whom the President  
19 has authorized a waiver under subsection (d).

20 (2) FORM.—Each report required under para-  
21 graph (1) shall be transmitted in unclassified form  
22 but may contain a classified annex.

23 (f) DEFINITIONS.—In this section:

24 (1) EXECUTIVE AGENCY.—The term “executive  
25 agency” has the meaning given such term in section

1 133 of title 41, United States Code, other than any  
2 element described in section 3(4) of the National Se-  
3 curity Act of 1947 (50 U.S.C. 3003(4)).

4 (2) FOREIGN PERSON.—The term “foreign per-  
5 son” means any person, including any corporation,  
6 partnership, or other organization, that is not a  
7 United States person.

8 (3) UNITED STATES PERSON.—The term  
9 “United States person” means any United States  
10 citizen or alien admitted for permanent residence in  
11 the United States, and any corporation, partnership,  
12 or other organization organized under the laws of  
13 the United States or of any State or United States  
14 territory.

15 **SEC. 7. EXPORT CONTROL RESTRICTIONS.**

16 (a) IN GENERAL.—Paragraph (1) of section 902(b)  
17 of the Foreign Relations Authorization Act, Fiscal Years  
18 1990 and 1991 (Public Law 101–246; 22 U.S.C. 2151  
19 note) is amended, in the matter preceding subparagraph  
20 (A), by inserting “and, in the case of any report issued  
21 on or after the date of the enactment of the Uighur Inter-  
22 vention and Global Humanitarian Unified Response Act  
23 of 2018, the Xinjiang Uighur Autonomous Region” after  
24 “Tibet”.

1 (b) DATA ANALYSIS AND BIOMETRIC TECH-  
2 NOLOGIES.—

3 (1) IN GENERAL.—The Secretary of Commerce  
4 shall deny any application for a license under part  
5 I of subtitle B of title XVII of the John S. McCain  
6 National Defense Authorization Act for Fiscal Year  
7 2019 (Public Law 115–232; 132 Stat. 2209; 50  
8 U.S.C. 4811 et seq.) for export to the People’s Re-  
9 public of China, including any Special Administra-  
10 tive Region thereof, of any machine learning, pattern  
11 recognition, artificial intelligence, quantum com-  
12 puting, or biometric technology unless the applicant  
13 provides a sworn affirmative written certification  
14 that such technology will not knowingly be used by  
15 such applicant or any affiliate of such applicant, or  
16 knowingly sold or otherwise provided to any third  
17 party, to facilitate the mass arbitrary detention of  
18 Turkic Muslims in the People’s Republic of China on  
19 the basis of associations or conduct which would not  
20 constitute offenses under United States law or regu-  
21 lation or to otherwise further conduct described in  
22 any regulation promulgated pursuant to paragraph  
23 (2)(A).

24 (2) DESIGNATION OF ADDITIONAL CONDUCT  
25 AND TECHNOLOGIES.—The Secretary of Commerce

1 may prescribe regulations applying the prohibitions  
2 and requirements described in paragraph (1) to ad-  
3 ditional categories of—

4 (A) conduct directly relating to pervasive  
5 human rights violations targeted against Turkic  
6 Muslims in the People’s Republic of China; or

7 (B) advanced technology determined by the  
8 Secretary to be substantially derivative of the  
9 technologies described in paragraph (1).

10 (3) RULE OF CONSTRUCTION.—Nothing in  
11 paragraph (1) or (2) shall be construed to require or  
12 endorse the issuance of a license for export to any  
13 applicant with respect to any of the technologies de-  
14 scribed in paragraph (1) irrespective of such appli-  
15 cant’s provision of an affirmative written certifi-  
16 cation described in paragraph (1).

17 (c) ENTITY LIST.—Not later than one year after the  
18 date of the enactment of this Act, the Secretary of Com-  
19 merce shall, in consultation with other relevant Federal  
20 officials, promulgate regulations providing for end-user re-  
21 strictions on any element of the Ministry of Public Secu-  
22 rity of the People’s Republic of China, or entity acting  
23 on its behalf, which is located in the Xinjiang Uighur Au-  
24 tonomous Region and is determined to substantially facili-  
25 tate the mass arbitrary detention of Turkic Muslims in

1 the People’s Republic of China on the basis of associations  
2 or conduct that would not constitute offenses under  
3 United States law or regulation.

4 **SEC. 8. DISCLOSURE OF TRANSACTIONS INVOLVING XIN-**  
5 **JIANG AUTHORITIES.**

6 (a) IN GENERAL.—The Secretary of Commerce shall  
7 require any person seeking any license under part I of sub-  
8 title B of title XVII of the John S. McCain National De-  
9 fense Authorization Act for Fiscal Year 2019 (Public Law  
10 115–232132 Stat. 2209; 50 U.S.C. 4811 et seq.) to pro-  
11 vide, prior to the issuance of any license for export to the  
12 People’s Republic of China, including any Special Admin-  
13 istrative Region thereof, to the Secretary either—

14 (1) a sworn written declaration listing all sales  
15 or transfers of products or services within the prior  
16 three years to any law enforcement, public safety, or  
17 state security agency, or provider of law enforce-  
18 ment, public safety, or state security services to any  
19 such agency, located within the Xinjiang Uighur Au-  
20 tonomous Region of the People’s Republic of China,  
21 irrespective of whether such products or services are  
22 subject to export control restrictions, which shall  
23 contain an annex specifically identifying any such  
24 sales or transfers which the applicant knows  
25 furthered or advanced the mass arbitrary detention

1 or targeted surveillance of Turkic Muslims within  
2 the Xinjiang Uighur Autonomous Region of the Peo-  
3 ple’s Republic of China; or

4 (2) a certification describing that such person  
5 has not knowingly engaged in any sales or transfers  
6 of products or services within the prior three years  
7 to any law enforcement, public safety, or state secu-  
8 rity agency, or provider of law enforcement, public  
9 safety, or state security services to any such agency,  
10 located within the Xinjiang Uighur Autonomous Re-  
11 gion of the People’s Republic of China, irrespective  
12 of whether such products or services are subject to  
13 export control restrictions.

14 (b) WAIVER.—The Secretary of Commerce may waive  
15 or limit the requirement under subsection (a) if—

16 (1) the Secretary provides a written certifi-  
17 cation to the Committee on Foreign Affairs of the  
18 House of Representatives and the Committee on  
19 Foreign Relations of the Senate that the People’s  
20 Republic of China has ceased to detain or discrimi-  
21 nate as a matter of policy against Turkic Muslims  
22 within the Xinjiang Uighur Autonomous Region on  
23 the basis of their religion, ethnicity, or actual or per-  
24 ceived political views;

1           (2) the Secretary determines, on a case-by-case  
2 basis, that the application of subsection (a) to any  
3 particular person would be impracticable and the ap-  
4 plicant for issuance of a license under part I of sub-  
5 title B of title XVII of the John S. McCain National  
6 Defense Authorization Act for Fiscal Year 2019  
7 commits in writing to submit to the Secretary of  
8 Commerce written records of any subsequent or  
9 pending sale or transfer that would have been re-  
10 quired to be declared under subsection (a) absent a  
11 finding of impracticability that occurs within three  
12 years of the date of issuance of the requested license  
13 within 30 days of the instigation of any such subse-  
14 quent or pending sale of transfer; or

15           (3) the Secretary determines, on a case-by-case  
16 basis, and provides a written certification to the  
17 Committee on Foreign Affairs of the House of Rep-  
18 resentatives and the Committee on Foreign Rela-  
19 tions of the Senate that the application of subsection  
20 (a) to any particular person with respect to a spe-  
21 cific transaction would negatively impact the na-  
22 tional security of the United States.

23           (c) CONGRESSIONAL REPORTING.—On not less than  
24 an annual basis, the Secretary of Commerce shall provide  
25 to the Committee on Foreign Affairs of the House of Rep-

1 representatives and the Committee on Foreign Relations of  
2 the Senate any declarations provided to the Secretary  
3 under subsection (a)(1) which contain information which  
4 demonstrates a person has engaged in transactions which  
5 likely contributed to the mass arbitrary detention or tar-  
6 geted surveillance of Turkic Muslims within the Xinjiang  
7 Uighur Autonomous Region of the People’s Republic of  
8 China.

9 (d) FURTHER DISCLOSURE.—Notwithstanding  
10 clause (ii) of section 1761(h)(2)(B) of the John S. McCain  
11 National Defense Authorization Act for Fiscal Year 2019,  
12 a committee or subcommittee of Congress of appropriate  
13 jurisdiction may disclose any information made available  
14 under clause (i) of such section that relates to any declara-  
15 tion provided to the Secretary of Commerce under sub-  
16 section (a)(1) if such information—

17 (1) is redacted to only include information  
18 which demonstrates a person has engaged in trans-  
19 actions which likely contributed to the mass arbi-  
20 trary detention or targeted surveillance of Turkic  
21 Muslims within the Xinjiang Uighur Autonomous  
22 Region of the People’s Republic of China; and

23 (2) does not contain any technical plans or  
24 other technical data consisting of nonpublic propri-  
25 etary information of the applicant.

1 **SEC. 9. PROTECTION OF JOURNALISTS AND NONGOVERN-**  
2 **MENTAL ORGANIZATIONS.**

3 (a) STATEMENT OF POLICY.—It is the policy of the  
4 United States to—

5 (1) engage all appropriate instruments of  
6 United States influence to seek the release of United  
7 States citizens and aliens lawfully admitted for per-  
8 manent residence in the United States and personnel  
9 of United States-based nongovernmental organiza-  
10 tions or journalistic enterprises, including Radio  
11 Free Asia, and family members thereof, detained by  
12 the People’s Republic of China as a result of jour-  
13 nalistic, religious, academic, economic, or peaceful  
14 advocacy activities undertaken within or regarding  
15 the Xinjiang Uighur Autonomous Region of the Peo-  
16 ple’s Republic of China that would be lawful if un-  
17 dertaken in the United States;

18 (2) protest any inappropriate restrictions im-  
19 posed upon United States persons serving as jour-  
20 nalists or employees of nongovernmental organiza-  
21 tions, journalists or employees affiliated with news  
22 publications or nongovernmental organizations based  
23 in the United States, or United States officials with  
24 respect to travel to or within the People’s Republic  
25 of China, including to or within the Xinjiang Uighur  
26 Autonomous Region; and

1           (3) make relevant United States officials, in-  
2           cluding officials of the Department of State, reason-  
3           ably available to such family members, publications,  
4           or organizations impacted by such detentions or re-  
5           strictions within the Xinjiang Uighur Autonomous  
6           Region for purposes of discussing the detention of or  
7           restrictions placed upon their respective family mem-  
8           bers, publications, or organizations by the People’s  
9           Republic of China and the efforts of the United  
10          States to address such detentions or restrictions.

11          (b) REPORTING REQUIREMENT.—The Foreign As-  
12         sistance Act of 1961 is amended—

13                 (1) in paragraph (12) of section 116(d) (22  
14         U.S.C. 2151n(d))—

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

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

20                         (C) by adding at the end the following new  
21                         subparagraph:

22                                 “(D) in countries in which United States  
23                                 persons serving as journalists or employees of  
24                                 nongovernmental organizations, or journalists  
25                                 or employees affiliated with news publications

1 or nongovernmental organizations based in the  
2 United States, or family members thereof, have  
3 been detained, an assessment of—

4 “(i) whether such detentions are likely  
5 intended to chill or otherwise restrict free  
6 speech or advocacy activities; and

7 “(ii) the extent to which the United  
8 States has taken or will take action to en-  
9 courage an end to such detentions.”; and

10 (2) in section 502B (22 U.S.C. 2304)—

11 (A) by redesignating the second subsection  
12 (i), (relating to child marriage, as added by sec-  
13 tion 1207(b)(2) of the Violence Against Women  
14 Reauthorization Act of 2013 (Public Law 113–  
15 4)), as subsection (j); and

16 (B) in subsection (i) (relating to the status  
17 of freedom of the press in certain countries)—

18 (i) in paragraph (2), by striking  
19 “and” at the end;

20 (ii) in paragraph (3), by striking the  
21 period at the end and inserting “; and”;  
22 and

23 (iii) by adding at the end the fol-  
24 lowing new paragraph:

1           “(4) in countries in which United States per-  
2           sons serving as journalists or employees of non-  
3           governmental organizations, or journalists or em-  
4           ployees affiliated with news publications or non-  
5           governmental organizations based in the United  
6           States, or family members thereof, have been de-  
7           tained, an assessment of—

8                   “(A) whether such detentions are likely in-  
9                   tended to chill or otherwise restrict free speech  
10                  or advocacy activities; and

11                  “(B) the extent to which the United States  
12                  has taken or will take action to encourage an  
13                  end to such detentions.”.

14 **SEC. 10. PUBLIC DIPLOMACY AND CENSORSHIP.**

15           (a) RADIO FREE ASIA.—It is the sense of Congress  
16 that the United States should—

17                  (1) take measures, both technical and diplo-  
18                  matic, to overcome the jamming of Radio Free Asia  
19                  in the Xinjiang Uighur Autonomous Region by the  
20                  Government of the People’s Republic of China; and

21                  (2) expand the availability of and capacity for  
22                  Uighur language Radio Free Asia programming in  
23                  the Xinjiang Uighur Autonomous Region.

24           (b) UNITED STATES AGENCY FOR GLOBAL MEDIA.—

25 It is the sense of Congress that the United States Agency

1 for Global Media (formerly known as the Broadcasting  
2 Board of Governors) should—

3           (1) applaud reporters of entities affiliated with  
4 the Agency who, in their independent journalistic  
5 discretion, pursue reporting relating to human rights  
6 issues in the Xinjiang Uighur Autonomous Region of  
7 the People’s Republic of China; and

8           (2) recognize the importance of widely distrib-  
9 uting news content regarding human rights issues in  
10 the Xinjiang Uighur Autonomous Region of the Peo-  
11 ple’s Republic of China, particularly within the Mid-  
12 dle East, North Africa, Central Asia, South Asia,  
13 and Southeast Asia, consistent with the Agency’s  
14 independent editorial discretion.

15 (c) INTERNET CENSORSHIP.—

16           (1) SENSE OF CONGRESS.—It is the sense of  
17 Congress that internet filtering and censorship, as  
18 undertaken by the People’s Republic of China  
19 through the Great Firewall and related technical  
20 means, is an infringement upon the universal right  
21 to free speech, a violation of the Chinese people’s  
22 right to access information, and a trade barrier  
23 against United States technology enterprises.

24           (2) LEGAL STRATEGY AGAINST CENSORSHIP  
25 PRACTICES.—Not later than one year after the date

1 of the enactment of this Act, the President shall, in  
2 consultation with the Office of the Legal Advisor of  
3 the Department of State and the general counsel of-  
4 fices of such other Federal elements as the President  
5 determines appropriate, transmit to the Committee  
6 on Foreign Affairs of the House of Representatives  
7 and the Committee on Foreign Relations of the Sen-  
8 ate a strategy to contest the legality under inter-  
9 national law of the internet censorship practices of  
10 the Government of the People’s Republic of China,  
11 including within the Xinjiang Uighur Autonomous  
12 Region, including details regarding measures the  
13 United States could undertake in international fo-  
14 rums to contest such practices.

15 **SEC. 11. PRESERVATION AND PROMOTION OF THE UIGHUR**  
16 **LANGUAGE.**

17 (a) SENSE OF CONGRESS.—It is the sense of Con-  
18 gress that the United States should—

19 (1) oppose efforts by the People’s Republic of  
20 China to restrict usage of local languages within the  
21 Xinjiang Uighur Autonomous Region of the People’s  
22 Republic of China, including the Uighur language,  
23 including bans on such usage in educational facilities  
24 attended by members of Turkic Muslim commu-  
25 nities;

1           (2) support efforts to preserve the Uighur lan-  
2           guage; and

3           (3) expand opportunities for the people of the  
4           United States to gain exposure to and expertise in  
5           the Uighur language.

6           (b) UIGHUR LANGUAGE TRAINING.—The Secretary  
7           of State shall endeavor, to the maximum extent prac-  
8           ticable, to make Uighur language training available to  
9           Foreign Service officers and other relevant United States  
10          Government personnel employed by or affiliated with the  
11          Department of State with portfolios involving the Xinjiang  
12          Uighur Autonomous Region of the People’s Republic of  
13          China.

14          (c) UIGHUR LANGUAGE VISA SERVICES.—The Sec-  
15          retary of State shall ensure that—

16                (1) at a minimum, either the United States dip-  
17                lomatic facility closest in proximity to the Xinjiang  
18                Uighur Autonomous Region of the People’s Republic  
19                of China or the embassy in Beijing has the capa-  
20                bility and capacity to process visa applications and  
21                provide related immigration or travel services in the  
22                Uighur language; and

23                (2) to the extent practicable, United States  
24                forms for visa applications or related immigration or  
25                travel services frequently utilized by members of the

1 Uighur community be made available in the Uighur  
2 language.

3 (d) UIGHUR LANGUAGE WEBSITE.—The Secretary of  
4 State shall—

5 (1) establish a website in the Uighur language,  
6 either affiliated with the United States diplomatic  
7 facility closest in proximity to the Xinjiang Uighur  
8 Autonomous Region of the People’s Republic of  
9 China or the embassy in Beijing;

10 (2) endeavor to ensure such website contains  
11 key documents, press releases, and other such mate-  
12 rials determined to be uniquely relevant to Turkic  
13 Muslim communities within the People’s Republic of  
14 China; and

15 (3) to the extent practicable, take technological  
16 measures to protect against the blocking or censor-  
17 ship of such website.

18 **SEC. 12. PROTECTIONS FOR DIASPORA.**

19 (a) SENSE OF CONGRESS.—It is the sense of Con-  
20 gress that the United States should forcefully oppose and  
21 protest all unlawful efforts by the Government of the Peo-  
22 ple’s Republic of China to censor, monitor, or otherwise  
23 exert pressure against Turkic Muslims present within the  
24 United States, as well as all other persons present within  
25 the United States.

1 (b) MECHANISM FOR REPORTING INCIDENTS.—The  
2 Secretary of State shall—

3 (1) not later than one year after the date of the  
4 enactment of this Act, establish a website for the  
5 confidential reporting of harassment or surveillance  
6 by representatives or agents of the Government of  
7 the People’s Republic of China within the United  
8 States or against United States persons located  
9 abroad;

10 (2) take technical measures to ensure reports  
11 submitted over such website are encrypted and that,  
12 to the maximum extent practicable, the identifying  
13 information of those individuals who submit such re-  
14 ports remains confidential;

15 (3) endeavor to publicize the availability of such  
16 website to individuals and personnel who are not  
17 subject to any mandatory foreign contact reporting  
18 requirements, including to individuals on college  
19 campuses, including international student groups,  
20 college administrators, and campus public safety  
21 personnel, and to personnel of nongovernmental or-  
22 ganizations, policy institutes, and other similar enti-  
23 ties, and who are likely to be subject to harassment  
24 or surveillance by representatives or agents of the  
25 Government of the People’s Republic of China;

1           (4) transmit to appropriate Federal, State, or  
2 local law enforcement information, whether obtained  
3 through the reporting mechanism described in para-  
4 graph (1) or otherwise obtained from any non-  
5 governmental source, regarding credible allegations  
6 of unlawful harassment or surveillance, including  
7 any potential conspiracies against rights under sec-  
8 tion 241 of title 18, United States Code, by rep-  
9 resentatives or agents of the Government of the Peo-  
10 ple’s Republic of China within the United States, or  
11 in the event the transmittal of such information to  
12 such law enforcement may negatively impact the na-  
13 tional security or national interests of the United  
14 States or such information relates to activity outside  
15 the jurisdiction of any such law enforcement entity,  
16 to at least one Federal element described in section  
17 3(4) of the National Security Act of 1947 (50  
18 U.S.C. 3003(4)); and

19           (5) in coordination with the heads of other rel-  
20 evant Federal agencies, prepare a strategy for coun-  
21 tering harassment or surveillance by representatives  
22 or agents of the Government of the People’s Repub-  
23 lic of China within the United States, including  
24 against members of Turkic Muslim communities.

1           (c) EDUCATIONAL INSTITUTION REPORTING RE-  
2 QUIREMENT.—The President shall promulgate and en-  
3 force regulations requiring any institution of higher edu-  
4 cation that participates in a program under title IV of the  
5 Higher Education Act of 1965 (20 U.S.C. 1071 et seq.)  
6 to, in the event such institution becomes aware of any inci-  
7 dent of harassment or surveillance within the United  
8 States by agents or representatives of the Government of  
9 the People’s Republic of China against persons affiliated  
10 with such institution or otherwise occurring on its campus,  
11 promptly report such incident to the Secretary of State,  
12 using either the mechanism described in subsection (b) or  
13 other available means.

14 **SEC. 13. REPORTS.**

15           (a) REPORT ON ADVANCED TECHNOLOGIES.—Not  
16 later than one year after the date of the enactment of this  
17 Act, the Secretary of State, in coordination with the Sec-  
18 retary of Commerce and the heads of other relevant Fed-  
19 eral agencies, shall submit to the Committee on Foreign  
20 Affairs of the House of Representatives and the Com-  
21 mittee on Foreign Relations of the Senate and make avail-  
22 able to the public a report—

23                   (1) describing the nature and specifications of  
24                   software or hardware technologies, including relating  
25                   to predictive policing and large-scale data collection

1 and analysis, used by the Government of the Peo-  
2 ple’s Republic of China to enable or otherwise facili-  
3 tate mass arbitrary detentions of Turkic Muslims in  
4 the Xinjiang Uighur Autonomous Region; and

5 (2) to the extent practicable, identifying the  
6 companies or other entities that substantially par-  
7 ticipated in the design, manufacturing, or deploy-  
8 ment of such technologies.

9 (b) REPORT ON SOCIAL CREDIT SYSTEM.—Not later  
10 than one year after the date of the enactment of this Act,  
11 the Secretary of State, in coordination with the heads of  
12 other relevant Federal agencies, shall submit to the Com-  
13 mittee on Foreign Affairs of the House of Representatives  
14 and the Committee on Foreign Relations of the Senate  
15 and make available to the public a report describing ef-  
16 forts of the People’s Republic of China to establish a social  
17 credit system, including information regarding—

18 (1) human rights concerns and implications of  
19 such system, including with respect to the Xinjiang  
20 Uighur Autonomous Region;

21 (2) the ability of such system to harm or other-  
22 wise impact the geopolitical or economic interests of  
23 the United States, including the potential use of  
24 such system as a means to disfavor persons who af-  
25 filiate with the United States Government, purchase

1 from or establish commercial ties with entities based  
2 within or having a substantial presence within the  
3 United States, or engage in speech or publication ac-  
4 tivities, including commercial speech or publication  
5 activities, which the Government of the People's Re-  
6 public of China is reasonably likely to seek to con-  
7 strain;

8 (3) the strategic and political considerations in-  
9 forming the decision of the People's Republic of  
10 China to pursue development of such system;

11 (4) the extent to which such system may make  
12 use of United States technologies or contain per-  
13 sonal information relating to United States persons  
14 or entities; and

15 (5) such other additional matters relating to  
16 such system that the Secretary of State determines  
17 appropriate, particularly with respect to use and de-  
18 ployment in the Xinjiang Uighur Autonomous Re-  
19 gion of such system.

20 (c) FORM.—The reports required by subsections (a)  
21 and (b) shall be submitted and made available in unclassi-  
22 fied form, but either or both of such reports, or any sepa-  
23 rate components thereof, may contain or be included in,  
24 as the case may be, classified annexes if such is deter-  
25 mined appropriate.

1 **SEC. 14. CONGRESSIONAL-EXECUTIVE COMMISSION ON**  
2 **THE PEOPLE'S REPUBLIC OF CHINA.**

3 (a) IN GENERAL.—Subsection (h) of section 302 of  
4 the U.S.-China Relations Act of 2000 (Public Law 106–  
5 286; 22 U.S.C. 6912; relating to the Congressional-Execu-  
6 tive Commission on the People's of Republic of China) is  
7 amended—

8 (1) in paragraph (1), by striking “and” after  
9 the semicolon at the end;

10 (2) in paragraph (2), by striking the period at  
11 the end and inserting “; and”; and

12 (3) by adding at the end the following new  
13 paragraph:

14 “(3) specific information regarding—

15 “(A) activities of the Government of the  
16 People's Republic of China in the Xinjiang  
17 Uighur Autonomous Region, or against Turkic  
18 Muslim communities elsewhere in the People's  
19 Republic of China or globally, which may con-  
20 stitute grounds for sanctions or other adverse  
21 actions under United States law or regulation;  
22 and

23 “(B) any countries which have refouled  
24 Turkic Muslims to the People's Republic of  
25 China.”.

1 (b) EFFECTIVE DATE.—The amendments made by  
2 subsection (a) of this section shall take effect on the date  
3 of the enactment of this Act and apply with respect to  
4 the first report required under subsection (g) of section  
5 302 of the U.S.-China Relations Act of 2000 that is issued  
6 after such date.

7 **SEC. 15. UNITED STATES-CHINA ECONOMIC AND SECURITY**  
8 **REVIEW COMMISSION.**

9 (a) IN GENERAL.—Paragraph (2) of section 1238(c)  
10 of the Floyd D. Spence National Defense Authorization  
11 Act for Fiscal Year 2001 (Public Law 106–398; 22 U.S.C.  
12 7002, relating to the United States-China Economic and  
13 Security Review Commission) is amended by adding at the  
14 end the following new subparagraph:

15 “(L) The development or deployment of  
16 technologies by the People’s Republic of China  
17 that facilitate mass arbitrary detention of eth-  
18 nic or religious minorities, the economic and se-  
19 curity implications of such technologies, and the  
20 use of such technologies within the People’s Re-  
21 public of China, including in the Xinjiang  
22 Uighur Autonomous Region.”.

23 (b) EFFECTIVE DATE.—The amendment made by  
24 subsection (a) of this section shall take effect on the date  
25 of the enactment of this Act and apply with respect to

1 the first report required under paragraph (1) of section  
2 1238(c) of the Floyd D. Spence National Defense Author-  
3 ization Act for Fiscal Year 2001 that is submitted after  
4 such date.

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