AN ACT

To direct the Secretary of State to take certain actions with respect to the labeling of the People’s Republic of China as a developing country, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,
SECTION 1. SHORT TITLE.

This Act may be cited as the “PRC Is Not a Developing Country Act”.

SEC. 2. STATEMENT OF POLICY.

It should be the policy of the United States—

(1) to oppose the labeling or treatment of the People’s Republic of China as a developing country in any treaty or other international agreement to which the United States is a party;

(2) to oppose the labeling or treatment of the People’s Republic of China as a developing country in each international organization of which the United States is a member; and

(3) to pursue the labeling or treatment of the People’s Republic of China as an upper middle income country, high income country, or developed country in each international organization of which the United States is a member.

SEC. 3. REPORT.

Not later than 180 days after the date of the enactment of this Act, the Secretary shall submit to the appropriate committees of Congress a report identifying all current treaty negotiations in which—

(1) the proposed treaty develops different standards for the enforcement of the treaty based on
the development status of the member states of the

treaty; and

(2) the People’s Republic of China is under con-
sideration for becoming a party to the treaty.

SEC. 4. MECHANISMS FOR CHANGING THE DEVELOPMENT
STATUS OF THE PEOPLE’S REPUBLIC OF
CHINA.

(a) IN GENERAL.—In any international organization
of which the United States and the People’s Republic of
China are both current member states, the Secretary, in
coordination with the heads of other Federal agencies and
departments as needed, shall pursue—

(1) changing the status of the People’s Republic
of China from developing country to upper middle
income country, high income country, or developed
country if a mechanism exists in such organization
to make such a change in status;

(2) proposing the development of a mechanism
described in paragraph (1) to change the status of
the People’s Republic of China in such organization
from developing country to developed country; or

(3) regardless of efforts made pursuant to para-
graphs (1) and (2), working to ensure that the Peo-
ple’s Republic of China does not receive preferential
treatment or assistance within the organization as a
result of it having the status of a developing coun-
try.

(b) WAIVER.—The President may waive the applica-
tion of subsection (a) with respect to any international or-
ganization if the President notifies the appropriate com-
mittees of Congress, not later than 10 days before the date
on which the waiver shall take effect, that such a waiver
is in the national interests of the United States.

SEC. 5. DEFINITIONS.

In this Act:

(1) APPROPRIATE COMMITTEES OF CON-
gRESS.—The term “appropriate committees of Con-
gress” means—

(A) the Committee on Foreign Affairs and
the Committee on Ways and Means of the
House of Representatives; and

(B) the Committee on Foreign Relations of
the Senate.

(2) SECRETARY.—The term “Secretary” means
the Secretary of State.

Passed the House of Representatives March 27,
2023.

Attest:

Clerk.
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