

118TH CONGRESS
2D SESSION

S. 5410

To impose sanctions with respect to police departments in the People’s Republic of China and other persons seeking to establish a Chinese police presence in the United States.

IN THE SENATE OF THE UNITED STATES

DECEMBER 3, 2024

Mr. COTTON introduced the following bill; which was read twice and referred to the Committee on Foreign Relations

A BILL

To impose sanctions with respect to police departments in the People’s Republic of China and other persons seeking to establish a Chinese police presence in the United States.

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 “Expel Illegal Chinese
5 Police Act of 2024”.

1 **SEC. 2. SANCTIONS WITH RESPECT TO POLICE DEPART-**
2 **MENTS IN THE PEOPLE'S REPUBLIC OF**
3 **CHINA.**

4 (a) IN GENERAL.—On and after the date of the en-
5 actment of this Act, the President shall impose—

6 (1) the sanctions described in subsection (b)(1)
7 with respect to any foreign person the President de-
8 termines is—

9 (A) a provincial, municipal, or other juris-
10 dictional police department or law enforcement
11 institution in the People's Republic of China,
12 including the provincial police departments of
13 Xinjiang Uyghur Autonomous Region and
14 Fujian;

15 (B) a member of the senior leadership of
16 a department or institution described in sub-
17 paragraph (A);

18 (C) directly associated with establishing or
19 maintaining a Chinese police presence in the
20 United States;

21 (D) acting under the direction and control
22 of a provincial, municipal, or other Public Secu-
23 rity Bureau or law enforcement institution in
24 the People's Republic of China; or

25 (E) acting under the direction or control of
26 the United Front Work Department with the

1 intention of covertly monitoring or intimidating
2 individuals living in the United States; and

3 (2) the sanctions described in subsection (b)(2)
4 with respect to an alien the President determines
5 is—

6 (A) an employee of a department or insti-
7 tution described in paragraph (1)(A) or foreign
8 person described in paragraph (1)(E);

9 (B) an immediate family member of such
10 an employee; or

11 (C) directly associated with establishing or
12 maintaining a Chinese police presence or a
13 presence of the United Front Work Department
14 in the United States.

15 (b) SANCTIONS DESCRIBED.—The sanctions de-
16 scribed in this subsection with respect to a foreign person
17 described in subsection (a) are the following:

18 (1) PROPERTY BLOCKING.—The President shall
19 exercise all of the powers granted by the Inter-
20 national Emergency Economic Powers Act (50
21 U.S.C. 1701 et seq.) to the extent necessary to block
22 and prohibit all transactions in all property and in-
23 terests in property of any foreign person described
24 in subsection (a)(1) if such property and interests in
25 property are in the United States, come within the

United States, or are or come within the possession
or control of a United States person.

(2) ALIENS INADMISSIBLE FOR VISAS, ADMIS-
SION, OR PAROLE.—

(A) VISAS, ADMISSION, OR PAROLE.—In
the case of an alien described in subsection (a),
the alien is—

(i) inadmissible to the United States;

(ii) ineligible to receive a visa or other
documentation to enter the United States;
and

(iii) otherwise ineligible to be admitted
or paroled into the United States or to re-
ceive any other benefit under the Immigra-
tion and Nationality Act (8 U.S.C. 1101 et
seq.).

(B) CURRENT VISAS REVOKED.—

(i) IN GENERAL.—The visa or other
entry documentation of an alien described
in subparagraph (A) shall be revoked, re-
gardless of when such visa or other entry
documentation was issued.

(ii) IMMEDIATE EFFECT.—A revoca-
tion under clause (i) shall—

(I) take effect immediately; and

1 (II) automatically cancel any
2 other valid visa or entry documenta-
3 tion that is in the alien's possession.

4 (c) WAIVER.—

5 (1) IN GENERAL.—The President may, on a
6 case-by-case basis and for periods not to exceed 30
7 days, waive the application of sanctions under this
8 section with respect to a foreign person if the Presi-
9 dent certifies to Congress not later than 15 days be-
10 fore the waiver is to take effect that the waiver is
11 vital to the national security interests of the United
12 States.

13 (2) FORM OF CERTIFICATION.—The President
14 may submit a certification under paragraph (1) to
15 Congress in classified form if the President deter-
16 mines it is necessary to do so.

17 (d) IMPLEMENTATION; PENALTIES.—

18 (1) IMPLEMENTATION.—The President may ex-
19 ercise all authorities provided under sections 203
20 and 205 of the International Emergency Economic
21 Powers Act (50 U.S.C. 1702 and 1704) to carry out
22 this section.

23 (2) PENALTIES.—A person that violates, at-
24 tempts to violate, conspires to violate, or causes a
25 violation of this section or any regulation, license, or

1 order issued to carry out this section shall be subject
2 to the penalties set forth in subsections (b) and (c)
3 of section 206 of the International Emergency Eco-
4 nomic Powers Act (50 U.S.C. 1705) to the same ex-
5 tent as a person that commits an unlawful act de-
6 scribed in subsection (a) of that section.

7 (e) PROHIBITION ON PARTICIPATION IN CERTAIN IN-
8 VESTIGATIONS.—The President shall direct all Federal
9 agencies not to participate in any investigation that is not
10 initiated by the United States Government into any for-
11 eign person described in subsection (a) unless the Presi-
12 dent determines that participating in such an investigation
13 is vital to health, safety, and well-being of United States
14 citizens.

15 (f) DEFINITIONS.—In this section:

16 (1) ADMITTED ALIEN.—The terms “admitted”
17 and “alien” have the meanings given those terms in
18 section 101 of the Immigration and Nationality Act
19 (8 U.S.C. 1101).

20 (2) FOREIGN PERSON.—The term “foreign per-
21 son” means a person that is not a United States
22 person.

23 (3) IMMEDIATE FAMILY MEMBER.—The term
24 “immediate family member”, with respect to a for-

1 eign person, means the spouse, parent, sibling, or
2 adult child of the person.

3 (4) PERSON.—The term “person” means an in-
4 dividual or entity, including a governmental entity.

5 (5) UNITED STATES PERSON.—The term
6 “United States person” means—

7 (A) an individual who is a United States
8 citizen or an alien lawfully admitted for perma-
9 nent residence to the United States;

10 (B) an entity organized under the laws of
11 the United States or any jurisdiction within the
12 United States, including a foreign branch of
13 such an entity; or

14 (C) any person in the United States.

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