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(Original Signature of Member)

118TH CONGRESS
2D SESSION

H. R. 8124

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.

IN THE HOUSE OF REPRESENTATIVES

Mr. SMITH of New Jersey introduced the following bill; which was referred to the Committee on _____

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 2024”.

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. Strategy to deter and disrupt forced organ harvesting in the 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 (3) submit to Congress a report on that deter-
2 mination that includes the reasons for the deter-
3 mination.

4 (b) ENTITIES SPECIFIED.—An entity specified in this
5 subsection is any of the following:

6 (1) Hangzhou Hikvision Digital Technology
7 Co., Ltd.

8 (2) Shenzhen Huada Gene Technology Co.,
9 Ltd. (BGI Group).

10 (3) Tiandy Technologies Co., Ltd.

11 (4) Zhejiang Dahua Technology Co., Ltd.

12 (5) China Electronics Technology Group Co.

13 (6) Zhejiang Uniview Technologies Co., Ltd.

14 (7) ByteDance Ltd.

15 (c) FORM OF REPORT.—The report required by sub-
16 section (a)(3) shall be submitted in unclassified form, but
17 may include a classified annex.

18 **SEC. 8. COUNTERING PROPAGANDA FROM THE PEOPLE'S**

19 **REPUBLIC OF CHINA ABOUT GENOCIDE.**

20 (a) IN GENERAL.—Not later than 30 days after the
21 date of the enactment of this Act, the Secretary of State,
22 in conjunction with the United States Agency for Global
23 Media, shall submit a strategy to the Committee on For-
24 eign Relations of the Senate and the Committee on For-
25 eign Affairs of the House of Representatives for coun-

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 (5) estimates of additional funding needed to
2 counter the propaganda described in paragraphs (1)
3 and (2) of subsection (a).

4 (c) FUNDING.—The Secretary of State is authorized
5 to use amounts made available for the Countering PRC
6 Influence Fund under section 7043(c)(2) of the Depart-
7 ment of State, Foreign Operations, and Related Programs
8 Appropriations Act, 2022 (division K of Public Law 117–
9 103) to develop and carry out the strategy required under
10 subsection (a).

11 **SEC. 9. DOCUMENTING ATROCITIES IN THE XINJIANG**
12 **UYGHUR AUTONOMOUS REGION.**

13 The Secretary of State and the Administrator of the
14 United States Agency for International Development may
15 provide assistance, including financial and technical assist-
16 ance, as necessary and appropriate, to support the efforts
17 of entities, including nongovernmental organizations with
18 expertise in international criminal investigations and law,
19 to address genocide, crimes against humanity, and their
20 constituent crimes by the Government of the People’s Re-
21 public of China by—

22 (1) collecting, documenting, and archiving evi-
23 dence, including the testimonies of victims and
24 visuals from social media, and preserving the chain
25 of custody for such evidence;

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. STRATEGY TO DETER AND DISRUPT FORCED**
2 **ORGAN HARVESTING IN THE XINJIANG**
3 **UYGHUR AUTONOMOUS REGION.**

4 (a) **IN GENERAL.**—Not later than 90 days after the
5 date of the enactment of this Act, the Secretary of State
6 shall submit to Congress a strategy to deter and disrupt
7 forced organ harvesting in the People’s Republic of China,
8 including a determination whether the practice has oc-
9 curred in the Xinjiang Uyghur Autonomous Region since
10 2017 and whether future accountability efforts for geno-
11 cide or crime against humanity will include officials com-
12 plicity in forced organ harvesting.

13 (b) **MATTERS TO BE INCLUDED.**—The strategy re-
14 quired by subsection (a) shall include—

15 (1) specific steps taken and authorities used to
16 deter and disrupt the practice of illegal organ traf-
17 ficking and forced organ harvesting in the People’s
18 Republic of China and which offices in the Depart-
19 ment of State are working on this issue; and

20 (2) details about the number and level of diplo-
21 matic discussions that have occurred with Member-
22 States of the Organization of Islamic Cooperation
23 (OIC) on the issue of forced organ harvesting and
24 organ tourism by citizens of OIC countries to the
25 People’s Republic of China.