

118TH CONGRESS
2D SESSION

H. R. 6306

IN THE SENATE OF THE UNITED STATES

MARCH 20, 2024

Received; read twice and referred to the Committee on Foreign Relations

AN ACT

To direct the Secretary of State to avoid or minimize the acquisition or lease of a consular or diplomatic post built or owned by an entity owned or controlled by the Government 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Embassy Construction
3 Integrity Act of 2023”.

4 **SEC. 2. RESTRICTIONS ON CONSULAR AND DIPLOMATIC**
5 **POSTS BUILT OR OWNED BY CERTAIN ENTI-**
6 **TIES.**

7 (a) IN GENERAL.—The Secretary of State (in this
8 section referred to as the “Secretary”) shall take such
9 steps as may be necessary to avoid or minimize—

10 (1) acquiring or leasing a covered building—

11 (A) with respect to which a covered entity
12 performed covered construction on or after Jan-
13 uary 1, 1949; or

14 (B) in which a covered entity has an own-
15 ership interest; or

16 (2) entering into or renewing a contract or
17 other agreement with a covered entity to perform
18 covered construction with respect to a covered build-
19 ing.

20 (b) NOTIFICATION OF INCONSISTENT ACTION.—

21 (1) IN GENERAL.—The Secretary shall notify
22 the Committee on Foreign Affairs of the House of
23 Representatives and the Committee on Foreign Re-
24 lations of the Senate—

25 (A) not later than 7 days before entering
26 into an acquisition, lease, or agreement after

1 the date of enactment of this Act that the Sec-
2 retary is aware is inconsistent with the restric-
3 tion under subsection (a); and

4 (B) not later than 7 days after becoming
5 aware of an acquisition, lease, or agreement oc-
6 ccurring after the date of enactment of this Act
7 that is inconsistent with the restriction under
8 subsection (a).

9 (2) DETERMINATION OF NATIONAL SECURITY
10 INTEREST.—The notification required under para-
11 graph (1) shall also include, to the extent applica-
12 ble—

13 (A) a determination of whether the incon-
14 sistent acquisition, lease, or agreement is in the
15 national security interest of the United States;

16 (B) an identification of the interest ad-
17 vanced by such inconsistent action;

18 (C) a detailed explanation for such deter-
19 mination; and

20 (D) any action the Secretary has taken or
21 intends to take to mitigate national security
22 vulnerabilities that may be posed by such incon-
23 sistent action.

24 (c) DEFINITIONS.—In this section:

1 (1) COVERED BUILDING.—The term “covered
2 building” means a building that is used or intended
3 to be used by personnel, or for a function, of a con-
4 sular or diplomatic post located outside of the
5 United States.

6 (2) COVERED CONSTRUCTION.—The term “cov-
7 ered construction”—

8 (A) means any construction, development,
9 conversion, extension, alteration, repair, or
10 maintenance performed with respect to a build-
11 ing; and

12 (B) includes the installation or mainte-
13 nance of electrical, plumbing, heating, ventila-
14 tion, air conditioning, communication, fire pro-
15 tection, and energy management systems with
16 respect to such building.

17 (3) COVERED ENTITY.—The term “covered en-
18 tity” means an entity with respect to which the Gov-
19 ernment of the People’s Republic of China, or an
20 agent or instrumentality of the Government of the
21 People’s Republic of China, directly or indirectly, in-
22 cluding through any contract, arrangement, under-
23 standing, or relationship—

24 (A) owns or controls a significant percent
25 of the ownership interest; or

1 (B) otherwise exercises substantial control.

Passed the House of Representatives March 19,
2024.

Attest: KEVIN F. MCCUMBER,
Clerk.