

117TH CONGRESS
2D SESSION

H. R. 8911

To require the Secretary of the Interior to produce a report on Russian and Chinese investments in mining and related industries, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 20, 2022

Mr. CALVERT (for himself and Mr. WESTERMAN) introduced the following bill; which was referred to the Committee on Natural Resources, and in addition to the Committee on Foreign Affairs, 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

A BILL

To require the Secretary of the Interior to produce a report on Russian and Chinese investments in mining and related industries, 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 “Monitoring and Inves-
5 tigating Nations Exploiting States Act of 2022” or the
6 “MINES Act of 2022”.

1 **SEC. 2. REPORT ON INVESTMENTS OF THE RUSSIAN FED-**
2 **ERATION AND THE PEOPLE'S REPUBLIC OF**
3 **CHINA IN FOREIGN MINING AND PROC-**
4 **ESSING INDUSTRIES.**

5 (a) IN GENERAL.—Not later than 180 days after the
6 date of the enactment of this Act and annually thereafter
7 for 5 years, the Secretary, acting through the Director of
8 the United States Geological Survey, in consultation with
9 the Secretary of Commerce, the Secretary of State, and
10 the Secretary of Homeland Security, shall submit to the
11 appropriate congressional committees a report that—

12 (1) describes the involvement of the Govern-
13 ment of the People's Republic of China, People's Re-
14 public of China state-sponsored companies, and com-
15 panies incorporated in the People's Republic of
16 China and the involvement of the Government of the
17 Russian Federation, state-sponsored companies of
18 the Russian Federation, and companies incorporated
19 in the Russian Federation in the exploration, plan-
20 ning, development, operation, production, financing,
21 or ownership of mining or processing facilities as
22 identified in global investment trends by the World
23 Mineral Outlook, and in countries identified in the
24 United States Geological Survey's Annual Mineral
25 Commodity Summaries for which the United States
26 imports minerals, metals, and materials; and

1 (2) evaluates strategic or security concerns and
2 implications for United States national security and
3 economic interests and the interests of the countries
4 identified pursuant to paragraph (1) with respect to
5 the People’s Republic of China’s involvement and in-
6 fluence in developing the country’s mining and proc-
7 essing industries.

8 (b) PUBLICATION.—The report required under sub-
9 section (a) shall be published on the respective websites
10 of the Department of State, the Department of Commerce,
11 the Department of Homeland Security, and the United
12 States Geological Survey.

13 (c) SECRETARY.—In this section, the term “Sec-
14 retary” means the Secretary of the Interior.

15 (d) APPROPRIATE CONGRESSIONAL COMMITTEE DE-
16 FINED.—In this section, the term “appropriate congres-
17 sional committees” means—

18 (1) the Committee on Natural Resources, the
19 Committee on Foreign Affairs, the Committee on
20 Energy and Commerce, and the Committee on
21 Homeland Security of the House of Representatives;
22 and

23 (2) the Committee on Energy and Natural Re-
24 sources, the Committee on Foreign Relations, the
25 Committee on Finance, and the Committee on

1 Homeland Security and Governmental Affairs of the
2 Senate.

3 **SEC. 3. REPORT ON MINERAL EXPLORATION AND DEVEL-**
4 **OPMENT IN AFGHANISTAN.**

5 Section 7002(d)(1) of the Energy Act of 2020 (30
6 U.S.C. 1606(d)(1)) is amended—

7 (1) in subparagraph (A), by striking “and”;

8 (2) in subparagraph (B), by striking the period
9 at the end and inserting “; and”; and

10 (3) by adding at the end the following:

11 “(C) describes the involvement of the Gov-
12 ernment of the People’s Republic of China,
13 state sponsored enterprises of such Govern-
14 ment, and companies incorporated under the
15 laws of such Government in the exploration,
16 planning, development, operation, production,
17 or ownership of mining or processing facilities
18 in Afghanistan with respect to such mineral.”.

19 **SEC. 4. ANNUAL REVIEW OF CRITICAL MINERAL DESIGNA-**
20 **TIONS.**

21 Section 7002(c)(5)(A) of the Energy Act of 2020 (30
22 U.S.C. 1606(c)(5)(A)) is amended to read as follows:

23 “(A) IN GENERAL.—The Secretary, in con-
24 sultation with the Secretaries of Defense, Com-
25 merce, Agriculture, and Energy and the United

1 States Trade Representative, shall review the
2 methodology and list under paragraph (3) and
3 the designations under paragraph (4)—

4 “(i) at least every 3 years;

5 “(ii) with respect to a specific min-
6 eral, element, substance, or material, after
7 any change in circumstances that has a
8 substantial material effect on a factor de-
9 scribed in paragraph (4)(A) relating to
10 such mineral, element, substance, or mate-
11 rial if such effect is likely to lead to a
12 change in the listing status of such min-
13 eral, element, substance, or material under
14 such paragraph; and

15 “(iii) more frequently as the Secretary
16 considers to be appropriate.”.

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