

117TH CONGRESS  
2D SESSION

# H. R. 9598

To require a strategy for countering the People’s Republic of China.

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## IN THE HOUSE OF REPRESENTATIVES

DECEMBER 15, 2022

Mr. SMITH of New Jersey introduced the following bill; which was referred to the Committee on Foreign Affairs, and in addition to the Committees on Armed Services, Ways and Means, and Energy and Commerce, 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

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## A BILL

To require a strategy for countering 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Taiwan Protection and  
5 National Resilience Act of 2022”.

6 **SEC. 2. STRATEGY FOR COUNTERING THE PEOPLE’S RE-**  
7 **PUBLIC OF CHINA.**

8 (a) IDENTIFICATION OF VULNERABILITIES AND LE-  
9 VERAGE.—Not later than 180 days after the date of the

1 enactment of this Act, the Secretary of Defense, in con-  
2 sultation with the Secretary of State, the Secretary of  
3 Commerce, the Secretary of the Treasury, the Director of  
4 the Office of Federal Procurement Policy, and the Direc-  
5 tor of the Office of Science and Technology Policy, shall  
6 submit to the appropriate committees of Congress a report  
7 that identifies—

8           (1) goods and services from the United States  
9           that are relied on by the People’s Republic of China  
10          such that that reliance presents a strategic oppor-  
11          tunity and source of leverage against the People’s  
12          Republic of China; and

13          (2) procurement practices of the United States  
14          Armed Forces and other Federal agencies that are  
15          reliant on trade with the People’s Republic of China  
16          and other inputs from the People’s Republic of  
17          China, such that that reliance presents a strategic  
18          vulnerability and source of leverage that the Chinese  
19          Communist Party could exploit.

20          (b) STRATEGY.—Not later than 180 days after the  
21 submission of the report required by subsection (a)—

22               (1) the Secretary of the Treasury, in consulta-  
23               tion with the Secretary of the Defense, the Secretary  
24               of Commerce, the Secretary of State, the Director of  
25               the Office of Federal Procurement Policy, and the

1 Director of the Office of Science and Technology  
2 Policy, shall submit to the appropriate committees of  
3 Congress a report, utilizing the findings of the re-  
4 port required by subsection (a), that describes a  
5 comprehensive sanctions strategy to advise policy-  
6 makers on policies the United States and allies and  
7 partners of the United States could adopt with re-  
8 spect to the People's Republic of China in response  
9 to an invasion of Taiwan by the People's Republic  
10 of China that—

11 (A) starves the People's Liberation Army  
12 of oil, natural gas, munitions, and other sup-  
13 plies needed to conduct military operations  
14 against Taiwan, United States facilities in the  
15 Pacific and Indian Oceans, and allies and part-  
16 ners of the United States in the region;

17 (B) diminishes the capacity of the indus-  
18 trial base of the People's Republic of China to  
19 manufacture and deliver defense articles to re-  
20 place those lost in operations of the People's  
21 Liberation Army against Taiwan, the United  
22 States, and allies and partners of the United  
23 States; and

24 (C) inhibits the ability of the People's Re-  
25 public of China to evade United States and

1           multilateral sanctions through third parties, in-  
2           cluding through secondary sanctions; and

3           (2) the Secretary of Commerce, in consultation  
4           the Secretary of Defense, the Secretary of State, the  
5           Director of National Intelligence, the United States  
6           Trade Representative, the Director of the Office of  
7           Federal Procurement Policy, and the Director of the  
8           Office of Science and Technology Policy, shall sub-  
9           mit to the appropriate committees of Congress a re-  
10          port that—

11                 (A) identifies critical sectors within the  
12                 United States economy that rely on trade with  
13                 the People’s Republic of China and other inputs  
14                 from the People’s Republic of China (including  
15                 active pharmaceutical ingredients, rare earth  
16                 minerals, and metallurgical inputs), such that  
17                 those sectors present a strategic vulnerability  
18                 and source of leverage that the Chinese Com-  
19                 munist Party could exploit; and

20                 (B) makes recommendations to Congress  
21                 on steps that can be taken to reduce the  
22                 sources of leverage described in subparagraph  
23                 (A) and subsection (a)(1), including through—

24                         (i) provision of economic incentives  
25                         and making other trade and contracting

1 reforms to support United States industry  
2 and job growth in critical sectors and to  
3 indigenize production of critical resources;  
4 and

5 (ii) policies to facilitate “near- or  
6 friend-shoring”, or otherwise developing  
7 strategies to facilitate that process with al-  
8 lies and partners of the United States, in  
9 other sectors for which domestic reshoring  
10 would prove infeasible for any reason.

11 (c) FORM.—The reports required by subsections (a)  
12 and (b) shall be submitted in unclassified form but may  
13 include a classified annex.

14 (d) APPROPRIATE COMMITTEES OF CONGRESS DE-  
15 FINED.—In this section, the term “appropriate commit-  
16 tees of Congress” means—

17 (1) the Committee on Foreign Relations, the  
18 Committee on Armed Services, the Select Committee  
19 on Intelligence, the Committee on Finance, the Com-  
20 mittee on Banking, Housing, and Urban Affairs,  
21 and the Committee on Commerce, Science, and  
22 Transportation of the Senate; and

23 (2) the Committee on Foreign Affairs, the  
24 Committee on Armed Services, the Committee on Fi-  
25 nancial Services, the Committee on Energy and

- 1 Commerce, and the Permanent Select Committee on
- 2 Intelligence of the House of Representatives.

