

118TH CONGRESS
2D SESSION

S. _____

To provide for the imposition of sanctions on members of certain organizations of the Chinese Communist Party, and for other purposes.

IN THE SENATE OF THE UNITED STATES

Mr. RUBIO introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To provide for the imposition of sanctions on members of certain organizations of the Chinese Communist Party, 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 “Sanctioning Tyrannical
5 and Oppressive People within the Chinese Communist
6 Party Act” or the “STOP CCP Act”.

7 **SEC. 2. SENSE OF CONGRESS.**

8 It is the sense of Congress that members of the Chi-
9 nese Communist Party, led by General Secretary Xi
10 Jinping, are responsible for—

- 1 (1) violations of Hong Kong’s autonomy;
- 2 (2) increased aggression against Taiwan, the
3 Republic of Korea, Japan, the Philippines, and
4 India;
- 5 (3) numerous human rights violations against
6 the people of Hong Kong and acts of repression
7 against the people of Tibet; and
- 8 (4) increased acts of oppression, including the
9 use of forced labor, and genocide against Uyghurs
10 and other predominantly Muslim ethnic groups in
11 the Xinjiang Uyghur Autonomous Region.

12 **SEC. 3. IMPOSITION OF SANCTIONS WITH RESPECT TO**
13 **MEMBERS OF CERTAIN CHINESE COMMUNIST**
14 **PARTY ORGANIZATIONS.**

15 (a) IN GENERAL.—Not later than 30 days after the
16 date of the enactment of this Act, and on an ongoing basis
17 thereafter, the President shall impose the sanctions de-
18 scribed in subsection (c) with respect to—

- 19 (1) each foreign person that the President de-
20 termines engages in conduct described in subsection
21 (b) and is a member of—

22 (A) the Politburo, including the Politburo
23 Standing Committee, of the Chinese Communist
24 Party;

1 (B) the Central Military Commission of
2 the Chinese Communist Party;

3 (C) the Central Committee of the Chinese
4 Communist Party; or

5 (D) any successor organization of an orga-
6 nization specifried in subparagraph (A), (B), or
7 (C) in the event that the organization is dis-
8 solved; and

9 (2) each foreign person who is an adult family
10 member, including a spouse or an adult family mem-
11 ber of the spouse, of a person described in para-
12 graph (1).

13 (b) SANCTIONABLE CONDUCT.—A person engages in
14 the conduct described by this subsection if the person
15 plays a significant role in the development, approval, or
16 implementation of policies or laws of the Government of
17 the People’s Republic of China that the President deter-
18 mines appear designed to—

19 (1) violate the autonomy of Hong Kong;

20 (2) harass, intimidate, or result in increased ag-
21 gression toward Taiwan, the Republic of Korea,
22 Japan, the Philippines, or India; or

23 (3) contribute to political oppression or viola-
24 tions of human rights of individuals or societal
25 groups within the People’s Republic of China, in-

1 including Tibetans and Uyghurs and other predomi-
2 nantly Muslim ethnic groups.

3 (c) SANCTIONS DESCRIBED.—

4 (1) IN GENERAL.—The sanctions described in
5 this subsection are the following:

6 (A) BLOCKING OF PROPERTY.—The Presi-
7 dent shall exercise all of the powers granted to
8 the President under the International Emer-
9 gency Economic Powers Act (50 U.S.C. 1701 et
10 seq.) to the extent necessary to block and pro-
11 hibit all transactions in property and interests
12 in property of a foreign person subject to sub-
13 section (a) if such property and interests in
14 property are in the United States, come within
15 the United States, or are or come within the
16 possession or control of a United States person.

17 (B) ALIENS INELIGIBLE FOR VISAS, AD-
18 MISSION, OR PAROLE.—

19 (i) VISAS, ADMISSION, OR PAROLE.—

20 An alien who the Secretary of State or the
21 Secretary of Homeland Security (or a des-
22 ignee of one of such Secretaries) knows, or
23 has reason to believe, is described in sub-
24 section (a) is—

1 (I) inadmissible to the United
2 States;

3 (II) ineligible to receive a visa or
4 other documentation to enter the
5 United States; and

6 (III) otherwise ineligible to be
7 admitted or paroled into the United
8 States or to receive any other benefit
9 under the Immigration and Nation-
10 ality Act (8 U.S.C. 1101 et seq.).

11 (ii) CURRENT VISAS REVOKED.—

12 (I) IN GENERAL.—The issuing
13 consular officer, the Secretary of
14 State, or the Secretary of Homeland
15 Security (or a designee of one of such
16 Secretaries) shall, in accordance with
17 section 221(i) of the Immigration and
18 Nationality Act (8 U.S.C. 1201(i)),
19 revoke any visa or other entry docu-
20 mentation issued to an alien described
21 in clause (i) regardless of when the
22 visa or other entry documentation is
23 issued.

24 (II) EFFECT OF REVOCATION.—

25 A revocation under subclause (I) shall

1 take effect immediately and shall
2 automatically cancel any other valid
3 visa or entry documentation that is in
4 the alien's possession.

5 (2) EXCEPTIONS.—

6 (A) UNITED NATIONS HEADQUARTERS
7 AGREEMENT.—The sanctions described in para-
8 graph (1)(B) shall not apply with respect to the
9 admission or paroling of an alien into the
10 United States if such admission or parole is
11 necessary to permit the United States to com-
12 ply with the Agreement regarding the Head-
13 quarters of the United Nations, signed at Lake
14 Success June 26, 1947, and entered into force
15 November 21, 1947, between the United Na-
16 tions and the United States, or other applicable
17 international obligations.

18 (B) EXCEPTION FOR INTELLIGENCE, LAW
19 ENFORCEMENT, AND NATIONAL SECURITY AC-
20 TIVITIES.—Sanctions under paragraph (1) shall
21 not apply to any authorized intelligence, law en-
22 forcement, or national security activities of the
23 United States.

24 (d) PENALTIES.—The penalties provided for in sub-
25 sections (b) and (c) of section 206 of the International

1 Emergency Economic Powers Act (50 U.S.C. 1705) shall
2 apply to a person that violates, attempts to violate, con-
3 spires to violate, or causes a violation of regulations pro-
4 mulgated to carry out this section or the sanctions im-
5 posed pursuant to this section to the same extent that
6 such penalties apply to a person that commits an unlawful
7 act described in section 206(a) of that Act.

8 (e) IMPLEMENTATION AUTHORITY.—The President
9 may exercise all authorities provided to the President
10 under sections 203 and 205 of the International Emer-
11 gency Economic Powers Act (50 U.S.C. 1702 and 1704)
12 for purposes of carrying out this section.

13 (f) REGULATORY AUTHORITY.—The President shall,
14 not later than 30 days after the date of the enactment
15 of this Act, promulgate regulations as necessary for the
16 implementation of this section.

17 (g) WAIVER.—Subject to subsection (i), the President
18 may, for one or more periods of not more than 60 days
19 each, waive the application of sanctions with respect to
20 a foreign person under this section if the President cer-
21 tifies to the appropriate congressional committees, not
22 later than 15 days before such waiver takes effect, that
23 the waiver is vital to the national security interests of the
24 United States.

1 (h) SUNSET OF WAIVER AND LICENSE AUTHORI-
2 TIES.—The President’s authority to issue waivers or li-
3 censes with respect to sanctions required by subsection
4 (a), including pursuant to sections 203 and 205 of the
5 International Emergency Economic Powers Act (50
6 U.S.C. 1702 and 1704), shall terminate on the date that
7 is 2 years after the date of the enactment of this Act.

8 (i) TERMINATION OF SANCTIONS.—

9 (1) IN GENERAL.—The President may termi-
10 nate any sanctions imposed under subsection (a) not
11 fewer than 15 days after the date on which the
12 President submits in writing to the appropriate con-
13 gressional committees, and concurrently publishes on
14 a publicly available website of the Federal Govern-
15 ment, a certification that the People’s Republic of
16 China and the Chinese Communist Party have—

17 (A) ceased the genocide of the Uyghurs
18 and other predominantly Muslim ethnic groups,
19 including by verifiably shutting down all intern-
20 ment camps for Uyghurs and ending the prac-
21 tice of facilitating or supporting forced labor
22 and forced sterilization of Uyghurs;

23 (B) ceased all forms of threats, military
24 exercises, and aggression toward Taiwan, the
25 Republic of Korea, Japan, the Philippines, and

1 India, including through verifiably, and for a
2 period of not less than one year, having not
3 conducted, by any military or intelligence per-
4 sonnel associated with the Chinese Communist
5 Party or the People's Republic of China, or any
6 agency or instrumentality thereof—

7 (i) any breach of Taiwan's air space,
8 territorial waters, or land mass; or

9 (ii) any acts violating the territorial
10 integrity of the Republic of Korea, Japan,
11 the Philippines, or India;

12 (C) ceased the undermining of the auton-
13 omy of Hong Kong, including through respect-
14 ing the terms of the Sino-British Joint Declara-
15 tion, and reversing all steps taken to interfere
16 with the democratic process and governance of
17 Hong Kong; and

18 (D) ceased efforts to steal the intellectual
19 property of United States persons.

20 (2) TERMINATION OF SANCTIONS WITH RE-
21 SPECT TO SPECIFIC PERSONS.—The President may
22 terminate any sanction imposed under subsection (a)
23 with respect to a person not fewer than 15 days
24 after the date on which the President submits in
25 writing to the appropriate congressional committees,

1 and concurrently publishes on a publicly available
2 website of the Federal Government, a certification
3 that the person has—

4 (A) affirmatively renounced membership in
5 the Chinese Communist Party; and

6 (B) taken actionable steps to denounce and
7 remediate the conduct forming the basis for im-
8 position of the sanction.

9 (j) DEFINITIONS.—In this section:

10 (1) ADMISSION; ADMITTED; ALIEN; LAWFULLY
11 ADMITTED FOR PERMANENT RESIDENCE; NA-
12 TIONAL.—The terms “admission”, “admitted”,
13 “alien”, “lawfully admitted for permanent resi-
14 dence”, and “national” have the meanings given
15 those terms in section 101 of the Immigration and
16 Nationality Act (8 U.S.C. 1101).

17 (2) APPROPRIATE CONGRESSIONAL COMMIT-
18 TEES.—The term “appropriate congressional com-
19 mittees” means—

20 (A) the Committee on Foreign Affairs and
21 the Committee on Financial Services of the
22 House of Representatives; and

23 (B) the Committee on Foreign Relations
24 and the Committee on Banking, Housing, and
25 Urban Affairs of the Senate.

1 (3) FOREIGN PERSON.—The term “foreign per-
2 son” means an individual or entity that is not a
3 United States person.

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

6 (A) a United States citizen or an alien law-
7 fully admitted for permanent residence to the
8 United States;

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

13 (C) any person in the United States.