

118TH CONGRESS  
1ST SESSION

**S.** \_\_\_\_\_

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

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IN THE SENATE OF THE UNITED STATES

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Mr. RUBIO (for himself and Mr. PETERS) introduced the following bill; which was read twice and referred to the Committee on \_\_\_\_\_

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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 2023”.

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  
10 enactment of this Act, the Secretary of Defense, in con-  
11 sultation with the Secretary of State, the Secretary of

1 Commerce, the Secretary of the Treasury, the Director of  
2 the Office of Federal Procurement Policy, and the Direc-  
3 tor of the Office of Science and Technology Policy, shall  
4 submit to the appropriate committees of Congress a report  
5 that identifies—

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

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

18 (b) STRATEGY TO RESPOND TO COERCIVE ACTION.—

19 (1) IN GENERAL.—Not later than 180 days  
20 after the submission of the report required by sub-  
21 section (a), the Secretary of the Treasury, in con-  
22 sultation with the Secretary of the Defense, the Sec-  
23 retary of Commerce, the Secretary of State, the Di-  
24 rector of the Office of Federal Procurement Policy,  
25 and the Director of the Office of Science and Tech-

1 nology Policy, shall submit to the appropriate com-  
2 mittees of Congress a report, utilizing the findings  
3 of the report required by subsection (a), that de-  
4 scribes a comprehensive sanctions strategy to advise  
5 policymakers on policies the United States and allies  
6 and partners of the United States could adopt with  
7 respect to the People’s Republic of China in re-  
8 sponse to any coercive action, including an invasion,  
9 by the People’s Republic of China that infringes  
10 upon the territorial sovereignty of Taiwan by pre-  
11 venting access to international waterways, airspace,  
12 or telecommunications networks.

13 (2) ELEMENTS.—The strategy required by  
14 paragraph (1) shall include policies that—

15 (A) restrict the access of the People’s Lib-  
16 eration Army to oil, natural gas, munitions, and  
17 other supplies needed to conduct military oper-  
18 ations against Taiwan, United States facilities  
19 in the Pacific and Indian Oceans, and allies and  
20 partners of the United States in the region;

21 (B) diminish the capacity of the industrial  
22 base of the People’s Republic of China to man-  
23 ufacture and deliver defense articles to replace  
24 those lost in operations of the People’s Libera-

1           tion Army against Taiwan, the United States,  
2           and allies and partners of the United States;

3           (C) inhibit the ability of the People’s Re-  
4           public of China to evade United States and  
5           multilateral sanctions through third parties, in-  
6           cluding through secondary sanctions; and

7           (D) identify specific sanctions-related tools  
8           that may be effective in responding to coercive  
9           action described in paragraph (1) and assess  
10          the feasibility of the use and impact of the use  
11          of those tools.

12          (c) RECOMMENDATIONS FOR REDUCTION OF  
13 VULNERABILITIES AND LEVERAGE.—Not later than 180  
14 days after the submission of the report required by sub-  
15 section (a), the Secretary of Commerce, in consultation  
16 the Secretary of Defense, the Secretary of State, the Di-  
17 rector of National Intelligence, the United States Trade  
18 Representative, the Director of the Office of Federal Pro-  
19 curement Policy, and the Director of the Office of Science  
20 and Technology Policy, shall submit to the appropriate  
21 committees of Congress a report that—

22           (1) identifies critical sectors within the United  
23           States economy that rely on trade with the People’s  
24           Republic of China and other inputs from the Peo-  
25           ple’s Republic of China (including active pharma-

1 ceutical ingredients, rare earth minerals, and met-  
2 allurgical inputs), such that those sectors present a  
3 strategic vulnerability and source of leverage that  
4 the Chinese Communist Party could exploit; and

5 (2) makes recommendations to Congress on  
6 steps that can be taken to reduce the sources of le-  
7 verage described in paragraph (1) and subsection  
8 (a)(1), including through—

9 (A) provision of economic incentives and  
10 making other trade and contracting reforms to  
11 support United States industry and job growth  
12 in critical sectors and to indigenize production  
13 of critical resources; and

14 (B) policies to facilitate “near- or friend-  
15 shoring”, or otherwise developing strategies to  
16 facilitate that process with allies and partners  
17 of the United States, in other sectors for which  
18 domestic reshoring would prove infeasible for  
19 any reason.

20 (d) FORM.—The reports required by subsections (a),  
21 (b), and (c) shall be submitted in unclassified form but  
22 may include a classified annex.

23 (e) APPROPRIATE COMMITTEES OF CONGRESS DE-  
24 FINED.—In this section, the term “appropriate commit-  
25 tees of Congress” means—

1           (1) the Committee on Foreign Relations, the  
2           Committee on Armed Services, the Select Committee  
3           on Intelligence, the Committee on Finance, the Com-  
4           mittee on Banking, Housing, and Urban Affairs,  
5           and the Committee on Commerce, Science, and  
6           Transportation of the Senate; and

7           (2) the Committee on Foreign Affairs, the  
8           Committee on Armed Services, the Committee on Fi-  
9           nancial Services, the Committee on Energy and  
10          Commerce, and the Permanent Select Committee on  
11          Intelligence of the House of Representatives.