

118TH CONGRESS
1ST SESSION

S. 1074

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

IN THE SENATE OF THE UNITED STATES

MARCH 30, 2023

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

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 AC-
19 TION.—

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

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

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

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

22 (B) diminish the capacity of the industrial
23 base of the People’s Republic of China to man-
24 ufacture and deliver defense articles to replace
25 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.

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