

HC-3
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AMENDMENT NO. _____ Calendar No. _____

Purpose: To establish a monitoring mechanism for mineral investments under the Belt and Road Initiative of the People's Republic of China.

IN THE SENATE OF THE UNITED STATES—116th Cong., 2d Sess.

AMENDMENT N^o 1479

By Romney research and

To: Ampt No 1407 and

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Page(s) ted

GPO: 2018 33-682 (mac)

ROMNEY to the amendment (No. 1407) proposed by Ms. MURKOWSKI

Viz:

1 At the end of subtitle A of title II, add the following:

2 **SEC. 2103. MONITORING MINERAL INVESTMENTS UNDER**
3 **BELT AND ROAD INITIATIVE OF PEOPLE'S RE-**
4 **PUBLIC OF CHINA.**

5 (a) REPORT REQUIRED.—Not later than one year
6 after the date of the enactment of this Act, the Director
7 of National Intelligence, in consultation with the Secretary
8 of Interior, the Secretary of Energy, ^{the Secretary of Commerce,} the Secretary of
9 State, the Secretary of Defense, and the United States
10 Trade Representative, shall submit to the appropriate con-

1 gressional committees a report on investments in minerals
2 under the Belt and Road Initiative of the People's Repub-
3 lic of China that includes an assessment of—

4 (1) notable past mineral investments;

5 (2) whether and how such investments have in-
6 creased the extent of control of minerals by the Peo-
7 ple's Republic of China;

8 (3) any efforts by the People's Republic of
9 China to counter or interfere with the goals of the
10 Energy Resource Governance Initiative of the De-
11 partment of State; and

12 (4) the strategy of the People's Republic of
13 China with respect to mineral investments.

14 (b) MONITORING MECHANISM.—In conjunction with
15 each report required by subsection (a), the Director shall
16 submit to the appropriate congressional committees a list
17 of any minerals with respect to which—

18 (1) the People's Republic of China, directly or
19 through the Belt and Road Initiative—

20 (A) is increasing its concentration of ex-
21 traction and processing;

22 (B) is acquiring significant mining and
23 processing facilities;

24 (C) is maintaining or increasing export re-
25 strictions; or

1 (D) has achieved substantial control of the
2 supply of minerals used within an industry or
3 related minerals; or

4 (2) there is a significant difference between do-
5 mestic prices in the People's Republic of China as
6 compared to prices on international markets; or

7 (3) there is a significant increase or volatility in
8 price as a result of the Belt and Road Initiative of
9 the People's Republic of China.

10 (c) CRITICAL MINERAL EVALUATION.—For any min-
11 eral included on the list required by subsection (b) that
12 is not already designated as critical by the Secretary of
13 the Interior pursuant to section 2101, the Director shall—

14 (1) determine, in consultation with the Sec-
15 retary of the Interior, the Secretary of Energy, the
16 Secretary of State, the Secretary of Defense, and
17 the United States Trade Representative, whether the
18 mineral is strategic and critical to the defense or na-
19 tional security of the United States; and

20 (2) make a recommendation to the Secretary of
21 the Interior regarding the designation of the mineral
22 under section 2101.

23 (d) ANNUAL UPDATES.—The Director shall update
24 the report required by subsection (a) and list required by
25 subsection (b) not less frequently than annually.

the Secretary
of
Commerce,

1 (e) FORM.—Each report or list required by this sec-
2 tion shall be submitted in unclassified form but may in-
3 clude a classified annex.

4 (f) APPROPRIATE CONGRESSIONAL COMMITTEES DE-
5 FINED.—In this section, the term “appropriate congres-
6 sional committees” means—

7 (1) the Committee on Energy and Natural Re-
8 sources, the Committee on Foreign Relations, the
9 Committee on Armed Services, the Committee on Fi-
10 nance, the Committee on Homeland Security and
11 Governmental Affairs, and the Committee on Appro-
12 priations of the Senate; and

13 (2) the Committee on Energy and Commerce,
14 the Committee on Foreign Affairs, the Committee
15 on Armed Services, the Committee on Ways and
16 Means, the Committee on Homeland Security, and
17 the Committee on Appropriations of the House of
18 Representatives.