

117TH CONGRESS
1ST SESSION

S. 2171

To prohibit Presidential appointees from subsequently acting on behalf of the Government of the People's Republic of China, the Chinese Communist Party, and Chinese military companies.

IN THE SENATE OF THE UNITED STATES

JUNE 22, 2021

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

A BILL

To prohibit Presidential appointees from subsequently acting on behalf of the Government of the People's Republic of China, the Chinese Communist Party, and Chinese military companies.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. POST-EMPLOYMENT LIMITATIONS ON PRESI-**
 2 **DENTIAL APPOINTEES WITH RESPECT TO**
 3 **THE GOVERNMENT OF THE PEOPLE’S REPUB-**
 4 **LIC OF CHINA, THE CHINESE COMMUNIST**
 5 **PARTY, AND CHINESE MILITARY COMPANIES.**

6 Section 207 of title 18, United States Code, is
 7 amended by adding at the end the following:

8 “(m) RESTRICTIONS ON PRESIDENTIAL APPOINTEES
 9 WITH RESPECT TO THE GOVERNMENT OF THE PEOPLE’S
 10 REPUBLIC OF CHINA, THE CHINESE COMMUNIST PARTY,
 11 AND CHINESE MILITARY COMPANIES.—

12 “(1) IN GENERAL.—In addition to the other re-
 13 strictions set forth in this section, any person who
 14 serves in a position pursuant to an appointment
 15 made by the President and who knowingly, at any
 16 time after the termination of his or her service in
 17 the position—

18 “(A) represents an entity described in
 19 paragraph (2) before any officer or employee of
 20 any department or agency of the United States
 21 with the intent to influence a decision of such
 22 officer or employee in carrying out his or her
 23 official duties; or

24 “(B) aids or advises an entity described in
 25 paragraph (2) with the intent to influence a de-
 26 cision of any officer or employee of any depart-

1 ment or agency of the United States, in car-
2 rying out his or her official duties,
3 shall be punished as provided in section 216 of this
4 title.

5 “(2) ENTITIES.—An entity described in this
6 paragraph is any of the following:

7 “(A) The Government of the People’s Re-
8 public of China.

9 “(B) The Chinese Communist Party.

10 “(C) Any entity identified under section
11 1237(b) of the Strom Thurmond National De-
12 fense Authorization Act for Fiscal Year 1999
13 (Public Law 105–261; 50 U.S.C. 1701 note).

14 “(D) Any entity identified under section
15 1260H of the William M. (Mac) Thornberry
16 National Defense Authorization Act for Fiscal
17 Year 2021 (Public Law 116–283).

18 “(E) An entity based in the People’s Re-
19 public of China that is included on the entity
20 list maintained by the Bureau of Industry and
21 Security of the Department of Commerce and
22 set forth in Supplement No. 4 to part 744 of
23 title 15, Code of Federal Regulations.”.

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