

117TH CONGRESS
1ST SESSION

H. R. 2072

To amend the Securities Exchange Act of 1934 to require issuers to make certain disclosures relating to the Xinjiang Uyghur Autonomous Region, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 18, 2021

Ms. WEXTON (for herself, Mr. SHERMAN, Mr. CONNOLLY, Mr. DEUTCH, Mr. ESPAILLAT, Ms. NORTON, Mr. CICILLINE, Mr. SUOZZI, Mrs. LURIA, Mr. HASTINGS, and Mr. CARSON) introduced the following bill; which was referred to the Committee on Financial Services

A BILL

To amend the Securities Exchange Act of 1934 to require issuers to make certain disclosures relating to the Xinjiang Uyghur Autonomous Region, 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 “Uyghur Forced Labor
5 Disclosure Act”.

1 **SEC. 2. DISCLOSURE OF CERTAIN ACTIVITIES RELATING TO**
2 **THE XINJIANG UYGHUR AUTONOMOUS RE-**
3 **GION.**

4 (a) IN GENERAL.—Section 13 of the Securities Ex-
5 change Act of 1934 (15 U.S.C. 78m) is amended by add-
6 ing at the end the following:

7 “(s) DISCLOSURE OF CERTAIN ACTIVITIES RELAT-
8 ING TO THE XINJIANG UYGHUR AUTONOMOUS REGION.—

9 “(1) IN GENERAL.—Not later than the end of
10 the 180-day period beginning on the date of enact-
11 ment of this subsection, the Commission shall issue
12 rules to require each issuer required to file an an-
13 nual report under this section or section 15(d) or a
14 proxy statement under section 14 to disclose in each
15 such report or proxy statement whether, during the
16 period covered by the report or proxy statement—

17 “(A) the issuer or any affiliate of the
18 issuer, directly or indirectly, engaged with an
19 entity or the affiliate of an entity to import—

20 “(i) manufactured goods, including
21 electronics, food products, textiles, shoes,
22 auto parts, polysilicon, and teas, that are
23 sourced from or through the XUAR;

24 “(ii) manufactured goods containing
25 materials that are sourced from or through
26 the XUAR; or

1 “(iii) goods manufactured by an entity
2 engaged in labor transfers from the
3 XUAR;

4 “(B) with respect to any goods or mate-
5 rials described under subparagraph (A), wheth-
6 er the goods or material originated in forced
7 labor camps; and

8 “(C) with respect to each manufactured
9 good or material described under subparagraph
10 (A)—

11 “(i) the nature and extent of the com-
12 mercial activity related to such good or
13 material;

14 “(ii) the gross revenue and net prof-
15 its, if any, attributable to the good or ma-
16 terial; and

17 “(iii) whether the issuer or the affil-
18 iate of the issuer intends to continue with
19 such importation.

20 “(2) AVAILABILITY OF INFORMATION.—The
21 Commission shall make all information disclosed
22 pursuant to this subsection available to the public on
23 the website of the Commission.

24 “(3) REPORTS.—

1 “(A) ANNUAL REPORT TO CONGRESS.—

2 The Commission shall—

3 “(i) conduct an annual assessment of
4 the compliance of issuers with the require-
5 ments of this subsection; and

6 “(ii) issue a report to Congress con-
7 taining the results of the assessment re-
8 quired under clause (i).

9 “(B) GAO REPORT.—The Comptroller
10 General of the United States shall periodically
11 evaluate and report to Congress on the effec-
12 tiveness of the oversight by the Commission of
13 the disclosure requirements under this sub-
14 section.

15 “(4) DEFINITIONS.—In this subsection:

16 “(A) FORCED LABOR CAMP.—The term
17 ‘forced labor camp’ means—

18 “(i) any entity engaged in the ‘mutual
19 pairing assistance’ program which sub-
20 sidizes the establishment of manufacturing
21 facilities in XUAR;

22 “(ii) any entity using convict labor,
23 forced labor, or indentured labor described
24 under section 307 of the Tariff Act of
25 1930 (19 U.S.C. 1307); and

1 “(iii) any other entity that the Com-
2 mission determines is appropriate.

3 “(B) XUAR.—The term ‘XUAR’ means
4 the Xinjiang Uyghur Autonomous Region.”.

5 (b) REPEAL.—The amendment made by this section
6 shall be repealed on the earlier of—

7 (1) the date that is 8 years after the date of the
8 enactment of this section; or

9 (2) the date on which the President submits to
10 Congress (including the Office of the Law Revision
11 Council) a determination that the Government of the
12 People’s Republic of China has ended mass intern-
13 ment, forced labor, and any other gross violations of
14 human rights experienced by Uyghurs, Kazakhs,
15 Kyrgyz, and members of other persecuted groups in
16 the Xinjiang Uyghur Autonomous Region.

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