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H. R. 2053

Establishing United States policy toward China.

IN THE HOUSE OF REPRESENTATIVES

JULY 18, 1995

Mr. BEREUTER (for himself, Mr. HAMILTON, Mr. ARCHER, Mr. GIBBONS, Mr. CRANE, Mr. MATSUI, Mr. GALLEGLY, Mr. JOHNSTON of Florida, Mr. THOMAS, Mr. ROEMER, Mr. KOLBE, Mr. DREIER, Mr. BENTSEN, Mr. LIGHTFOOT, Mr. SHAW, Mr. CASTLE, Mr. ENGLISH of Pennsylvania, Mr. BROWNBACK, and Mr. ROTH) introduced the following bill; which was referred to the Committee on International Relations, and in addition to the Committees on Ways and Means, and Banking and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

Establishing United States policy toward 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 “China Policy Act of
5 1995”.

6 **SEC. 2. FINDINGS.**

7 The Congress makes the following findings:

1 (1) The People’s Republic of China comprises
2 one-fifth of the world’s population, or 1,200,000,000
3 people, and its policies have a profound effect on the
4 world economy and global security.

5 (2) The People’s Republic of China is a perma-
6 nent member of the United Nations Security Council
7 and plays an important role in regional organiza-
8 tions such as the Asia-Pacific Economic Cooperation
9 Forum and the ASEAN Regional Forum.

10 (3) The People’s Republic of China is a nuclear
11 power with the largest standing army in the world,
12 and has been rapidly modernizing and expanding its
13 military capabilities.

14 (4) The People’s Republic of China is currently
15 undergoing a change of leadership which will have
16 dramatic implications for the political and economic
17 future of the Chinese people and for China’s rela-
18 tions with the United States.

19 (5) China’s estimated \$600,000,000,000 econ-
20 omy has enjoyed unparalleled growth in recent
21 years.

22 (6) Economic liberalization in China has has-
23 tened development of an informed middle class
24 which demands greater political and civil freedom;
25 therefore, the Chinese people, including a number of

1 dissidents, favor increased economic contacts be-
2 tween the United States and China.

3 (7) Despite increased economic linkages be-
4 tween the United States and China, bilateral rela-
5 tions have deteriorated significantly because of fun-
6 damental policy differences over a variety of impor-
7 tant foreign policy issues.

8 (8) The People's Republic of China has violated
9 international standards regarding the nonprolifera-
10 tion of weapons of mass destruction.

11 (9) According to the State Department Country
12 Report on Human Rights Practices for 1994, there
13 continue to be "widespread and well-documented
14 human rights abuses in China, in violation of inter-
15 nationally accepted norms . . . (including) arbi-
16 trary and lengthy incommunicado detention, torture,
17 and mistreatment of prisoners. . . . The regime
18 continued severe restrictions on freedom of speech,
19 press, assembly and association, and tightened con-
20 trol on the exercise of these rights during 1994. Se-
21 rious human rights abuses persisted in Tibet and
22 other areas populated by ethnic minorities."

23 (10) The unjustified and arbitrary arrest, im-
24 prisonment, and initiation of criminal proceedings
25 against Harry Wu, a citizen of the United States,

1 has greatly exacerbated the deterioration in relations
2 between the United States and the People's Republic
3 of China, and all charges against him should be dis-
4 missed.

5 (11) The United States currently has numerous
6 sanctions on the People's Republic of China with re-
7 spect to government-to-government assistance, arms
8 sales, and other commercial transactions.

9 (12) It is in the interest of the United States
10 to foster China's continued engagement in the
11 broadest range of international fora and increased
12 respect for human rights, democratic institutions,
13 and the rule of law in China.

14 **SEC. 3. UNITED STATES DIPLOMATIC INITIATIVES.**

15 (a) UNITED STATES OBJECTIVES.—The Congress
16 calls upon the President to undertake intensified diplo-
17 matic initiatives to persuade the Government of the Peo-
18 ple's Republic of China to—

19 (1) immediately and unconditionally release
20 Harry Wu from detention;

21 (2) adhere to prevailing international standards
22 regarding the nonproliferation of weapons of mass
23 destruction by, among other things, immediately
24 halting the export of ballistic missile technology and
25 the provision of other weapons of mass destruction

1 assistance, in violation of international standards, to
2 Iran, Pakistan, and other countries of concern;

3 (3) respect the internationally-recognized
4 human rights of its citizens by, among other
5 things—

6 (A) permitting freedom of speech, freedom
7 of press, freedom of assembly, freedom of asso-
8 ciation, and freedom of religion;

9 (B) ending arbitrary detention, torture,
10 forced labor, and other mistreatment of pris-
11 oners;

12 (C) releasing all political prisoners, and
13 dismantling the Chinese system of jailing politi-
14 cal prisoners (the gulag) and the Chinese forced
15 labor system (the Laogai);

16 (D) ending coercive birth control practices;
17 and

18 (E) respecting the legitimate rights of the
19 people of Tibet and other ethnic minorities;

20 (4) curtail excessive modernization and expan-
21 sion of China's military capabilities, and adopt de-
22 fense transparency measures that will reassure Chi-
23 na's neighbors;

24 (5) end provocative military actions in the
25 South China Sea and elsewhere that threaten Chi-

1 na's neighbors, and work with them to resolve dis-
2 putes in a peaceful manner;

3 (6) adhere to a rules-based international trade
4 regime in which existing trade agreements are fully
5 implemented and enforced, and equivalent and recip-
6 rocal market access is provided for United States
7 goods and services in China; and

8 (7) reduce tensions with Taiwan by means of
9 dialogue and other confidence building measures.

10 (b) VENUES FOR DIPLOMATIC INITIATIVES.—The
11 diplomatic initiatives taken in accordance with subsection
12 (a) should include actions by the United States—

13 (1) in the conduct of bilateral relations with
14 China;

15 (2) in the United Nations and other inter-
16 national organizations;

17 (3) in the World Bank and other international
18 financial institutions;

19 (4) in the World Trade Organization and other
20 international trade fora; and

21 (5) in the conduct of bilateral relations with
22 other countries in order to encourage them to sup-
23 port and join with the United States in taking the
24 foregoing actions.

1 **SEC. 4. REPORTING REQUIREMENTS.**

2 The President shall report to the Congress within 30
3 days after the date of enactment of this Act, and no less
4 frequently than every 6 months thereafter, on—

5 (1) the actions taken by the United States in
6 accordance with section 3 during the preceding 6-
7 month period;

8 (2) the actions taken with respect to China dur-
9 ing the preceding 6-month period by—

10 (A) the United Nations and other inter-
11 national organizations;

12 (B) the World Bank and other inter-
13 national financial institutions; and

14 (C) the World Trade Organization and
15 other international trade fora; and

16 (3) the progress achieved with respect to each
17 of the United States objectives identified in section
18 3(a).

19 Such reports may be submitted in classified and unclassi-
20 fied form.

21 **SEC. 5. RADIO FREE ASIA.**

22 (a) PLAN FOR RADIO FREE ASIA.—Section 309(c)
23 of the United States International Broadcasting Act of
24 1994 (22 U.S.C. 6208(c)) is amended to read as follows:

25 “(c) SUBMISSION OF PLAN.—Not later than 30 days
26 after the date of enactment of the China Policy Act of

1 1995, the Director of the United States Information Agen-
2 cy shall submit to the Congress a detailed plan for the
3 establishment and operation of Radio Free Asia in accord-
4 ance with this section. Such plan shall include the follow-
5 ing:

6 “(1) A description of the manner in which
7 Radio Free Asia would meet the funding limitations
8 provided in subsection (d)(4).

9 “(2) A description of the numbers and quali-
10 fications of employees it proposes to hire.

11 “(3) How it proposes to meet the technical re-
12 quirements for carrying out its responsibilities under
13 this section.”.

14 (b) INITIATION OF BROADCASTING TO CHINA.—Not
15 later than 90 days after the date of enactment of this Act,
16 Radio Free Asia shall commence broadcasting to China.
17 Such broadcasting may be undertaken initially by means
18 of contracts with or grants to existing broadcasting orga-
19 nizations and facilities.

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