

AMENDMENT TO H.R. 5300

OFFERED BY MR. STANTON OF ARIZONA

At the end of the bill, insert the following:

1 **TITLE VIII—SIX ASSURANCES TO**
2 **TAIWAN ACT**

3 **SEC. 801. SHORT TITLE.**

4 This title may be cited as the “Six Assurances to Tai-
5 wan Act”.

6 **SEC. 802. SENSE OF CONGRESS.**

7 It is the sense of Congress that—

8 (1) the maintenance of peace and stability
9 across the Taiwan Strait is in the political, security,
10 and economic interests of the United States and is
11 a matter of international concern;

12 (2) any unilateral change to the status quo
13 from either side or negotiated settlement of the
14 question of Taiwan’s status without the consent of
15 both sides of the Strait is unacceptable;

16 (3) the future of Taiwan must be determined by
17 peaceful means; and

18 (4) the maintenance of the Six Assurances con-
19 stitutes a stabilizing and necessary component of
20 United States policy toward Taiwan.

1 **SEC. 803. STATEMENT OF POLICY.**

2 It is the policy of the United States to reaffirm that,
3 in the context of the 1982 Joint Communiqué, the United
4 States—

5 (1) did not agree to set a date for ending arms
6 sales to Taiwan;

7 (2) did not agree to consult with the People's
8 Republic of China on arms sales to Taiwan;

9 (3) did not and will not agree to play any medi-
10 ation role;

11 (4) did not agree to revise the Taiwan Relations
12 Act;

13 (5) did not take any position regarding the
14 issue of sovereignty over Taiwan; and

15 (6) will not exert pressure on Taiwan to enter
16 into negotiations with the People's Republic of
17 China.

18 **SEC. 804. CONGRESSIONAL REVIEW OF CERTAIN ACTIONS**
19 **RELATING TO THE SIX ASSURANCES TO TAI-**
20 **WAN.**

21 (a) SUBMISSION TO CONGRESS OF PROPOSED AC-
22 TION.—

23 (1) IN GENERAL.—Notwithstanding any other
24 provision of law, before taking any action described
25 in paragraph (2), the President shall submit to the
26 appropriate congressional committees and leadership

1 a notification that describes the proposed action and
2 the reasons for that action.

3 (2) ACTIONS DESCRIBED.—An action described
4 in this paragraph is an action—

5 (A) to pause or terminate the provision of
6 arms of a defensive character to Taiwan;

7 (B) to negotiate with the People’s Republic
8 of China about the provision of arms of a de-
9 fensive character to Taiwan;

10 (C) to mediate between Taiwan and the
11 People’s Republic of China regarding the issue
12 of sovereignty over Taiwan;

13 (D) to change the United States long-
14 standing position on the issue of the sovereignty
15 over Taiwan; or

16 (E) to exert pressure on Taiwan to enter
17 into negotiations with the People’s Republic of
18 China.

19 (3) DESCRIPTION OF TYPE OF ACTION.—Each
20 notification submitted under paragraph (1) with re-
21 spect to an action described in paragraph (2) shall
22 include a description of whether the action is or is
23 not intended to significantly alter United States for-
24 eign policy with respect to Taiwan or the People’s
25 Republic of China.

1 (4) INCLUSION OF ADDITIONAL MATTER.—Each
2 notification submitted under paragraph (1) that re-
3 lates to an action that is intended to significantly
4 alter United States foreign policy with respect to
5 Taiwan or the People’s Republic of China shall in-
6 clude a description of—

7 (A) the significant alteration to United
8 States foreign policy with respect to Taiwan or
9 the People’s Republic of China;

10 (B) the anticipated effect of the action on
11 the economic and national security interests of
12 the United States; and

13 (C) the anticipated effect of the action on
14 the issue of the sovereignty over Taiwan.

15 (b) PERIOD FOR REVIEW BY CONGRESS.—

16 (1) IN GENERAL.—During the period of 30
17 days beginning on the date on which the President
18 submits a notification under subsection (a)(1), the
19 appropriate congressional committees should hold
20 hearings and briefings and otherwise obtain informa-
21 tion in order to fully review the notification.

22 (2) EXCEPTION.—The period for congressional
23 review under paragraph (1) of a notification re-
24 quired to be submitted under subsection (a)(1) shall
25 be 60 calendar days if the notification is submitted

1 on or after July 10 and on or before September 7
2 in any year.

3 (3) LIMITATION ON ACTIONS DURING INITIAL
4 CONGRESSIONAL REVIEW PERIOD.—Notwithstanding
5 any other provision of law, during the period for
6 congressional review provided for under paragraph
7 (1) of a notification submitted under subsection
8 (a)(1) proposing an action described in subsection
9 (a)(2), including any additional period for such re-
10 view as applicable under the exception provided in
11 paragraph (2), neither the President nor any other
12 officer or employee of the United States may expend
13 any appropriated funds in furtherance of that action
14 unless a joint resolution of approval with respect to
15 that action is enacted in accordance with subsection
16 (c).

17 (4) LIMITATION ON ACTIONS DURING PRESI-
18 DENTIAL CONSIDERATION OF A JOINT RESOLUTION
19 OF DISAPPROVAL.—Notwithstanding any other pro-
20 vision of law, if a joint resolution of disapproval re-
21 lating to a notification submitted under subsection
22 (a)(1) proposing an action described in subsection
23 (a)(2) passes both Houses of Congress in accordance
24 with subsection (c), neither the President nor any
25 other officer or employee of the United States may

1 expend any appropriated funds in furtherance of
2 that action for a period of 12 calendar days after
3 the date of passage of the joint resolution of dis-
4 approval.

5 (5) LIMITATION ON ACTIONS DURING CONGRES-
6 SIONAL RECONSIDERATION OF A JOINT RESOLUTION
7 OF DISAPPROVAL.—Notwithstanding any other pro-
8 vision of law, if a joint resolution of disapproval re-
9 lating to a notification submitted under subsection
10 (a)(1) proposing an action described in subsection
11 (a)(2) passes both Houses of Congress in accordance
12 with subsection (c), and the President vetoes the
13 joint resolution, neither the President nor any other
14 officer or employee of the United States may take
15 that action or expend any appropriated funds in fur-
16 therance of that action for a period of 10 calendar
17 days after the date of the President’s veto.

18 (6) EFFECT OF ENACTMENT OF A JOINT RESO-
19 LUTION OF DISAPPROVAL.—Notwithstanding any
20 other provision of law, if a joint resolution of dis-
21 approval relating to a notification submitted under
22 subsection (a)(1) proposing an action described in
23 subsection (a)(2) is enacted in accordance with sub-
24 section (c), neither the President nor any other offi-
25 cer or employee of the United States may take that

1 action or expend any appropriated funds in further-
2 ance of that action.

3 (c) JOINT RESOLUTIONS OF DISAPPROVAL OR AP-
4 PROVAL.—

5 (1) DEFINITIONS.—In this subsection:

6 (A) JOINT RESOLUTION OF APPROVAL.—

7 The term “joint resolution of approval” means
8 only a joint resolution of either House of Con-
9 gress—

10 (i) the title of which is as follows: “A
11 joint resolution approving the President’s
12 proposal to take an action relating to the
13 Six Assurances to Taiwan.”; and

14 (ii) the sole matter after the resolving
15 clause of which is the following: “Congress
16 approves of the action relating to the ac-
17 tion with respect to the Six Assurances to
18 Taiwan proposed by the President in the
19 notification submitted to Congress under
20 section 804(a)(1) of the Six Assurances to
21 Taiwan Act on _____ relating
22 to _____.”, with the first
23 blank space being filled with the appro-
24 pate date and the second blank space

1 being filled with a short description of the
2 proposed action.

3 (B) JOINT RESOLUTION OF DIS-
4 APPROVAL.—The term “joint resolution of dis-
5 approval” means only a joint resolution of ei-
6 ther House of Congress—

7 (i) the title of which is as follows: “A
8 joint resolution disapproving the Presi-
9 dent’s proposal to take an action relating
10 to the Six Assurances to Taiwan.”; and

11 (ii) the sole matter after the resolving
12 clause of which is the following: “Congress
13 disapproves of the action relating to the
14 Six Assurances to Taiwan proposed by the
15 President in the notification submitted to
16 Congress under 804 2(a)(1) of the Six As-
17 surances to Taiwan Act on
18 _____ relating to
19 _____.”, with the first blank
20 space being filled with the appropriate date
21 and the second blank space being filled
22 with a short description of the proposed
23 action.

24 (2) INTRODUCTION.—During the period of 30
25 calendar days provided for under subsection (b)(1),

1 including any additional period as applicable under
2 the exception provided in subsection (b)(2), a joint
3 resolution of approval or joint resolution of dis-
4 approval may be introduced—

5 (A) in the House of Representatives, by
6 the majority leader or the minority leader; and

7 (B) in the Senate, by the majority leader
8 (or the majority leader's designee) or the mi-
9 nority leader (or the minority leader's des-
10 ignee).

11 (3) FLOOR CONSIDERATION IN HOUSE OF REP-
12 RESENTATIVES.—If the appropriate congressional
13 committee of the House of Representatives has not
14 reported the joint resolution within 10 legislative
15 days after the date of referral, that committee shall
16 be discharged from further consideration of the joint
17 resolution.

18 (4) CONSIDERATION IN THE SENATE.—

19 (A) COMMITTEE REFERRAL.—A joint reso-
20 lution of approval or joint resolution of dis-
21 approval introduced in the Senate shall be re-
22 ferred to the Committee on Foreign Relations.

23 (B) REPORTING AND DISCHARGE.—If the
24 committee to which a joint resolution of ap-
25 proval or joint resolution of disapproval was re-

1 ferred has not reported the joint resolution
2 within 10 calendar days after the date of refer-
3 ral of the joint resolution, that committee shall
4 be discharged from further consideration of the
5 joint resolution and the joint resolution shall be
6 placed on the appropriate calendar.

7 (C) PROCEEDING TO CONSIDERATION.—
8 Notwithstanding Rule XXII of the Standing
9 Rules of the Senate, it is in order at any time
10 after the Committee on Foreign Relations re-
11 ports a joint resolution of approval or joint res-
12 olution of disapproval to the Senate or has been
13 discharged from consideration of such a joint
14 resolution (even though a previous motion to
15 the same effect has been disagreed to) to move
16 to proceed to the consideration of the joint reso-
17 lution, and all points of order against the joint
18 resolution (and against consideration of the
19 joint resolution) are waived. The motion to pro-
20 ceed is not debatable. The motion is not subject
21 to a motion to postpone. A motion to reconsider
22 the vote by which the motion is agreed to or
23 disagreed to shall not be in order.

24 (D) RULINGS OF THE CHAIR ON PROCE-
25 DURE.—Appeals from the decisions of the Chair

1 relating to the application of the rules of the
2 Senate, as the case may be, to the procedure re-
3 lating to a joint resolution of approval or joint
4 resolution of disapproval shall be decided with-
5 out debate.

6 (E) CONSIDERATION OF VETO MES-
7 SAGES.—Debate in the Senate of any veto mes-
8 sage with respect to a joint resolution of ap-
9 proval or joint resolution of disapproval, includ-
10 ing all debatable motions and appeals in con-
11 nection with the joint resolution, shall be lim-
12 ited to 10 hours, to be equally divided between,
13 and controlled by, the majority leader and the
14 minority leader or their designees.

15 (5) RULES RELATING TO SENATE AND HOUSE
16 OF REPRESENTATIVES.—

17 (A) TREATMENT OF SENATE JOINT RESO-
18 LUTION IN HOUSE.—In the House of Rep-
19 resentatives, the following procedures shall
20 apply to a joint resolution of approval or a joint
21 resolution of disapproval received from the Sen-
22 ate (unless the House has already passed a
23 joint resolution relating to the same proposed
24 action):

1 (i) The joint resolution shall be re-
2 ferred to the appropriate committee.

3 (ii) If a committee to which a joint
4 resolution has been referred has not re-
5 ported the joint resolution within 5 legisla-
6 tive days after the date of referral, that
7 committee shall be discharged from further
8 consideration of the joint resolution.

9 (iii) Beginning on the third legislative
10 day after each committee to which a joint
11 resolution has been referred reports the
12 joint resolution to the House or has been
13 discharged from further consideration
14 thereof, it shall be in order to move to pro-
15 ceed to consider the joint resolution in the
16 House. All points of order against the mo-
17 tion are waived. Such a motion shall not be
18 in order after the House has disposed of a
19 motion to proceed on the joint resolution.
20 The previous question shall be considered
21 as ordered on the motion to its adoption
22 without intervening motion. The motion
23 shall not be debatable. A motion to recon-
24 sider the vote by which the motion is dis-
25 posed of shall not be in order.

1 (iv) The joint resolution shall be con-
2 sidered as read. All points of order against
3 the joint resolution and against its consid-
4 eration are waived. The previous question
5 shall be considered as ordered on the joint
6 resolution to final passage without inter-
7 vening motion except 2 hours of debate
8 equally divided and controlled by the spon-
9 sor of the joint resolution (or a designee)
10 and an opponent. A motion to reconsider
11 the vote on passage of the joint resolution
12 shall not be in order.

13 (B) TREATMENT OF HOUSE JOINT RESO-
14 LUTION IN SENATE.—

15 (i) RECEIPT BEFORE PASSAGE.—If,
16 before the passage by the Senate of a joint
17 resolution of approval or joint resolution of
18 disapproval, the Senate receives an iden-
19 tical joint resolution from the House of
20 Representatives, the following procedures
21 shall apply:

22 (I) That joint resolution shall not
23 be referred to a committee.

24 (II) With respect to that joint
25 resolution—

1 (aa) the procedure in the
2 Senate shall be the same as if no
3 joint resolution had been received
4 from the House of Representa-
5 tives; but

6 (bb) the vote on passage
7 shall be on the joint resolution
8 from the House of Representa-
9 tives.

10 (ii) RECEIPT AFTER PASSAGE.—If,
11 following passage of a joint resolution of
12 approval or joint resolution of disapproval
13 in the Senate, the Senate receives an iden-
14 tical joint resolution from the House of
15 Representatives, that joint resolution shall
16 be placed on the appropriate Senate cal-
17 endar.

18 (iii) NO COMPANION MEASURE.—If a
19 joint resolution of approval or a joint reso-
20 lution of disapproval is received from the
21 House, and no companion joint resolution
22 has been introduced in the Senate, the
23 Senate procedures under this subsection
24 shall apply to the House joint resolution.

1 (C) APPLICATION TO REVENUE MEAS-
2 URES.—The provisions of this paragraph shall
3 not apply in the House of Representatives to a
4 joint resolution of approval or joint resolution
5 of disapproval that is a revenue measure.

6 (6) RULES OF HOUSE OF REPRESENTATIVES
7 AND SENATE.—This subsection is enacted by Con-
8 gress—

9 (A) as an exercise of the rulemaking power
10 of the Senate and the House of Representa-
11 tives, respectively, and as such is deemed a part
12 of the rules of each House, respectively, and su-
13 persedes other rules only to the extent that it
14 is inconsistent with such rules; and

15 (B) with full recognition of the constitu-
16 tional right of either House to change the rules
17 (so far as relating to the procedure of that
18 House) at any time, in the same manner, and
19 to the same extent as in the case of any other
20 rule of that House.

21 (d) APPROPRIATE CONGRESSIONAL COMMITTEES
22 DEFINED.—In this section, the term “appropriate con-
23 gressional committees” means—

24 (1) the Committee on Foreign Affairs of the
25 House of Representatives; and

1 (2) the Committee on Foreign Relations of the
2 Senate.

3 **SEC. 805. SEVERABILITY.**

4 If any provision of this title, or the application there-
5 of, is held invalid, the validity of the remainder of this
6 title and the application of such provision to other persons
7 and circumstances shall not be affected thereby.

