

**AMENDMENT IN THE NATURE OF A SUBSTITUTE  
TO H.R. 6306  
OFFERED BY MR. MILLS OF FLORIDA**

Strike all after the enacting clause and insert the following:

1 **SECTION 1. SHORT TITLE.**

2       This Act may be cited as the “Embassy Construction  
3 Integrity Act of 2023”.

4 **SEC. 2. RESTRICTIONS ON CONSULAR AND DIPLOMATIC**  
5                   **POSTS BUILT OR OWNED BY CERTAIN ENTI-**  
6                   **TIES.**

7       (a) IN GENERAL.—The Secretary of State (in this  
8 section referred to as the “Secretary”) shall take such  
9 steps as may be necessary to avoid or minimize—

10           (1) acquiring or leasing a covered building—

11                   (A) with respect to which a covered entity  
12 performed covered construction on or after Jan-  
13 uary 1, 1949; or

14                   (B) in which a covered entity has an own-  
15 ership interest; or

16           (2) entering into or renewing a contract or  
17 other agreement with a covered entity to perform

1 covered construction with respect to a covered build-  
2 ing.

3 (b) NOTIFICATION OF INCONSISTENT ACTION.—

4 (1) IN GENERAL.—The Secretary shall notify  
5 the Committee on Foreign Affairs of the House of  
6 Representatives and the Committee on Foreign Re-  
7 lations of the Senate—

8 (A) not later than 7 days before entering  
9 into an acquisition, lease, or agreement after  
10 the date of enactment of this Act that the Sec-  
11 retary is aware is inconsistent with the restric-  
12 tion under subsection (a); and

13 (B) not later than 7 days after becoming  
14 aware of an acquisition, lease, or agreement oc-  
15 ccurring after the date of enactment of this Act  
16 that is inconsistent with the restriction under  
17 subsection (a).

18 (2) DETERMINATION OF NATIONAL SECURITY  
19 INTEREST.—The notification required under para-  
20 graph (1) shall also include, to the extent applica-  
21 ble—

22 (A) a determination of whether the incon-  
23 sistent acquisition, lease, or agreement is in the  
24 national security interest of the United States;

1 (B) an identification of the interest ad-  
2 vanced by such inconsistent action;

3 (C) a detailed explanation for such deter-  
4 mination; and

5 (D) any action the Secretary has taken or  
6 intends to take to mitigate national security  
7 vulnerabilities that may be posed by such incon-  
8 sistent action.

9 (e) DEFINITIONS.—In this section:

10 (1) COVERED BUILDING.—The term “covered  
11 building” means a building that is used or intended  
12 to be used by personnel, or for a function, of a con-  
13 sular or diplomatic post located outside of the  
14 United States.

15 (2) COVERED CONSTRUCTION.—The term “cov-  
16 ered construction”—

17 (A) means any construction, development,  
18 conversion, extension, alteration, repair, or  
19 maintenance performed with respect to a build-  
20 ing; and

21 (B) includes the installation or mainte-  
22 nance of electrical, plumbing, heating, ventila-  
23 tion, air conditioning, communication, fire pro-  
24 tection, and energy management systems with  
25 respect to such building.

- 1           (3) COVERED ENTITY.—The term “covered en-  
2           tity” means an entity with respect to which the Gov-  
3           ernment of the People’s Republic of China, or an  
4           agent or instrumentality of the Government of the  
5           People’s Republic of China, directly or indirectly, in-  
6           cluding through any contract, arrangement, under-  
7           standing, or relationship—  
8                   (A) owns or controls a significant percent  
9                   of the ownership interest; or  
10                  (B) otherwise exercises substantial control.

Amend the title so as to read: “A bill To direct the Secretary of State to avoid or minimize the acquisition or lease of a consular or diplomatic post built or owned by an entity owned or controlled by the Government of the People’s Republic of China, and for other purposes.”.

