

119<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 5022

To require congressional approval for the export of advanced artificial intelligence semiconductors to the People’s Republic of China, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

AUGUST 22, 2025

Mr. KRISHNAMOORTHY (for himself, Mr. BERA, and Ms. TOKUDA) introduced the following bill; which was referred to the Committee on Foreign Affairs

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## A BILL

To require congressional approval for the export of advanced artificial intelligence semiconductors to the People’s Republic of China, 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 ““No Advanced Chips  
5 for the CCP Act of 2025”.”

1 **SEC. 2. CONGRESSIONAL APPROVAL REQUIREMENT FOR**  
2 **ADVANCED AI CHIP EXPORTS TO CHINA.**

3 (a) IN GENERAL.—No person may export, reexport,  
4 or transfer an advanced AI semiconductor to the People’s  
5 Republic of China unless—

6 (1) the Secretary of Commerce has approved  
7 such export, reexport, or transfer pursuant to sub-  
8 section (b); and

9 (2) Congress has enacted a joint resolution ap-  
10 proving such export, reexport, or transfer pursuant  
11 to subsection (c).

12 (b) EXECUTIVE BRANCH APPROVAL PROCESS.—

13 (1) INTERAGENCY REVIEW.—Before approving  
14 any export, reexport, or transfer under subsection  
15 (a)(1), the Secretary of Commerce shall conduct an  
16 interagency review involving the Secretary of De-  
17 fense, the Secretary of Energy, the Secretary of  
18 State, and the Director of National Intelligence in  
19 coordination with the appropriate elements of the in-  
20 telligence community (as such term is defined in sec-  
21 tion 3 of the National Security Act of 1947).

22 (2) FACTORS FOR CONSIDERATION.—In con-  
23 ducting the review under paragraph (1), the Secre-  
24 taries shall consider—

25 (A) the potential impact on United States  
26 national security;

1 (B) the potential impact on United States  
2 technological leadership;

3 (C) the risk of enabling military applica-  
4 tions by the People’s Republic of China;

5 (D) the risk of enabling the perpetration of  
6 human rights abuses in the People’s Republic of  
7 China;

8 (E) the availability of comparable tech-  
9 nology at a comparable volume from other  
10 sources; and

11 (F) the economic impact on United States  
12 companies and workers.

13 (3) DETERMINATION.—The Secretary of Com-  
14 merce may approve an export, reexport, or transfer  
15 under this subsection only if the Secretary deter-  
16 mines, in coordination with the other Secretaries de-  
17 scribed in paragraph (1), that such action is in the  
18 national security and foreign policy interests of the  
19 United States.

20 (c) CONGRESSIONAL APPROVAL PROCESS.—

21 (1) SUBMISSION TO CONGRESS.—Not later than  
22 30 days after making a determination under sub-  
23 section (b)(3), the Secretary of Commerce shall sub-  
24 mit to Congress a report describing—

1 (A) the specific advanced AI semiconductor  
2 that is the subject of the determination;

3 (B) the intended recipient in the People's  
4 Republic of China of such semiconductor;

5 (C) the intended use of such semicon-  
6 ductor;

7 (D) the analysis conducted under sub-  
8 section (b)(2); and

9 (E) the basis for the determination under  
10 subsection (b)(3).

11 (2) JOINT RESOLUTION REQUIRED.—An export,  
12 reexport, or transfer may proceed under subsection  
13 (a) only if Congress enacts a joint resolution specifi-  
14 cally approving such action.

15 (d) EXCEPTIONS.—The requirements of this section  
16 shall not apply to—

17 (1) exports, reexports, or transfers for humani-  
18 tarian purposes, as determined by the Secretary of  
19 Commerce;

20 (2) exports, reexports, or transfers necessary  
21 for the operation of United States diplomatic or con-  
22 sular facilities in the People's Republic of China; or

23 (3) exports, reexports, or transfers of advanced  
24 AI semiconductors that were lawfully exported to the  
25 People's Republic of China before the effective date

1 of this Act and are being returned for repair or re-  
2 placement.

3 **SEC. 3. DEFINITIONS.**

4 In this Act:

5 (1) The term “advanced AI semiconductor”  
6 means a semiconductor that exceeds any of the fol-  
7 lowing thresholds:

8 (A) A total processing performance of  
9 2,400 or a performance density of 1.6 or more.

10 (B) A DRAM bandwidth exceeding 4,100  
11 GB/s.

12 (C) An interconnect bandwidth exceeding  
13 1,100 GB/s.

14 (D) A sum of DRAM bandwidth and inter-  
15 connect bandwidth exceeding 5,100 GB/s.

16 (2) The term “People’s Republic of China”  
17 means—

18 (A) the territory of the People’s Republic  
19 of China, including Hong Kong and Macau; or

20 (B) any entity that is owned or controlled  
21 by, or acting on behalf of, the Government of  
22 the People’s Republic of China or the Chinese  
23 Communist Party.

1           (3) The term “person” means any individual,  
2           corporation, partnership, association, or other legal  
3           entity, wherever located.

4 **SEC. 4. SUNSET.**

5           This Act shall cease to be effective beginning on the  
6           date that is three years after the date of the enactment  
7           of this Act.

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