

119TH CONGRESS
2D SESSION

H. R. 7563

To prohibit the importation of certain rare earth magnets from covered nations, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 12, 2026

Ms. TOKUDA (for herself and Mr. DUNN of Florida) introduced the following bill; which was referred to the Committee on Foreign Affairs, and in addition to the Committees on Ways and Means, and Energy and Commerce, 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

To prohibit the importation of certain rare earth magnets from covered nations, 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 “Rare Earth Magnet
5 Market Revitalization Act”.

6 **SEC. 2. FINDINGS; SENSE OF CONGRESS.**

7 (a) FINDINGS.—Congress finds the following:

(2) This has created unacceptable vulnerabilities to the supply chains for commercial and military products that rely upon rare earth magnets.

(b) SENSE OF CONGRESS.—It is the sense of Congress that the Secretary of Commerce should be empowered to ensure that United States-based manufacturers acquire rare earth magnets from United States or partner sources to the extent they are available.

15 SEC. 3. LIMITATION ON IMPORTATION OF RARE EARTH
16 MAGNETS.

(a) IN GENERAL.—The President, acting through the Secretary of Commerce, shall take such steps as may be necessary to ensure that, except as provided in subsection (b), no articles are imported into the customs territory of the United States that—

(1) are rare earth components or rare earth magnets originating from one or more covered nations; or

1 (2) incorporate rare earth magnets originating
2 from one or more covered nations.

3 (b) EXCEPTIONS.—

4 (1) NONAVAILABILITY.—

5 (A) IN GENERAL.—Except as provided in
6 subparagraph (B), the Secretary shall waive the
7 prohibition under subsection (a) on a case-by-
8 case basis upon certification by the importer
9 that—

10 (i) with respect to the importation of
11 rare earth components or rare earth
12 magnets, such articles cannot be prac-
13 ticably sourced from a country that is not
14 a covered nation; or

15 (ii) with respect to an article incor-
16 porating rare earth magnets, such article
17 cannot be practicably assembled without
18 the incorporation of rare earth magnets
19 originating from one or more covered na-
20 tions.

21 (B) OVERRIDE.—The Secretary may elect
22 not to waive the prohibition despite a certifi-
23 cation under subparagraph (A) if the Secretary
24 determines that alternative practicable sourcing
25 is available for the relevant article or articles.

1 (2) NATIONAL INTEREST.—The Secretary may
2 waive the prohibition under subsection (a) on a case-
3 by-case basis if the Secretary determines that such
4 waiver is in the national interest.

5 (3) PUBLICATION.—The Secretary shall pub-
6 lish, on a publicly available website of the Depart-
7 ment of Commerce, a list of each importer that has
8 received a waiver under this subsection, along with
9 the amount and type of rare earth magnets imported
10 pursuant to such waiver. The Secretary shall also
11 publish to such website on an annual basis an aggre-
12 gate report describing the waivers granted during
13 the preceding year.

14 (c) APPLICABILITY.—The limitation under this sec-
15 tion shall apply with respect to articles imported into the
16 customs territory of the United States after the date that
17 is 1 year after the date of the enactment of this Act.

18 **SEC. 4. LIMITATION ON EXPORTATION OF ELECTRONIC**
19 **WASTE CONTAINING RARE EARTH MAGNETS.**

20 The Secretary of Commerce is authorized to promul-
21 gate such regulations as may be necessary to prohibit the
22 exportation of high-value electronic waste that contains
23 rare earth magnets to the extent that the Secretary deter-
24 mines that such waste could be recycled or repurposed in

1 the United States to extract such rare earth magnets for
2 use in new products.

3 **SEC. 5. AUTHORITY TO PROVIDE OFFTAKE AGREEMENTS**
4 **OR PRICE GUARANTEES FOR RARE EARTH**
5 **MAGNETS.**

6 (a) IN GENERAL.—Subject to the availability of ap-
7 propriations and to such regulations as the Secretary of
8 Commerce may promulgate, the Secretary is authorized
9 to provide Federal financial assistance in the form of
10 offtake agreements or price guarantees to any nongovern-
11 mental entity the Secretary determines has invested in fa-
12 cilities and equipment for the manufacturing, production,
13 processing, or recycling of rare earth components or rare
14 earth magnets in countries that are not covered nations.

15 (b) PUBLICATION.—Not later than 30 days after
16 making any award of assistance pursuant to the author-
17 ization under subsection (a), the Secretary shall publish
18 on a publicly available website of the Department the
19 terms and recipient of the assistance so awarded.

20 **SEC. 6. REPORT.**

21 Not later than 3 years after the date of the enact-
22 ment of this Act, the Secretary of Commerce shall submit
23 to the Committee on Energy and Commerce of the House
24 of Representatives and the Committee on Commerce,
25 Science, and Transportation of the Senate a report de-

1 scribing the manner and extent to which the limitations
2 under this Act have been implemented, the assessment of
3 the Secretary relating to their success at developing a se-
4 cure supply of rare earth magnets, and any recommenda-
5 tions with respect to expanding such limitations to include
6 all critical minerals.

7 **SEC. 7. DEFINITIONS.**

8 In this Act:

9 (1) COVERED NATION.—The term “covered na-
10 tion” has the meaning given that term in section
11 4872 of title 10, United States Code.

12 (2) RARE EARTH COMPONENT.—The term
13 “rare earth component” means samarium, cobalt,
14 neodymium, iron, and boron, to the extent such ma-
15 terials are intended for use in the creation of a rare
16 earth magnet.

17 (3) RARE EARTH MAGNET.—The term “rare
18 earth magnet” means samarium-cobalt magnets and
19 neodymium-iron-boron magnets.

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