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(Original Signature of Member)

119TH CONGRESS
1ST SESSION

H. R.

To establish within the Office of the United States Trade Representative
a Chief Critical Minerals Negotiator, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. MOORE of North Carolina introduced the following bill; which was
referred to the Committee on _____

A BILL

To establish within the Office of the United States Trade
Representative a Chief Critical Minerals Negotiator, 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 “Critical Minerals
5 Trade Security Act”.

6 **SEC. 2. FINDINGS.**

7 Congress finds the following:

1 (1) Critical minerals, including rare earth ele-
2 ments, are essential for national security and eco-
3 nomic resilience.

4 (2) Processed critical minerals and their derivative products are key building blocks of the defense
5 industrial base of the United States and integral to
6 applications such as jet engines, missile guidance
7 systems, advanced computing, radar systems, advanced optics, and secure communications equipment.
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15 (4) Foreign producers of critical minerals have
16 engaged in price manipulation, overcapacity, and ar-
17 bitrary export restrictions, using their supply chain
18 dominance as a tool for geopolitical and economic le-
19 verage over the United States.

20 SEC. 3. CHIEF CRITICAL MINERALS NEGOTIATOR.

21 Section 141 of the Trade Act of 1974 (19 U.S.C.
22 2171(b)) is amended as follows:

23 (1) In subsection (b)(2)—

1 (A) in the first sentence, by inserting “one
2 Chief Critical Minerals Negotiator,” after “one
3 Chief Agricultural Negotiator;” and

4 (B) by inserting “the Chief Critical Min-
5 erals Negotiator,” after “the Chief Agricultural
6 Negotiator,” each place it appears.

7 (2) In subsection (c), by adding at the end the
8 following new paragraph:

9 “(7) The principal functions of the Chief Critical
10 Minerals Negotiator shall be to conduct trade negotiations
11 regarding critical minerals, enforce trade agreements re-
12 lating to United States critical minerals resources, take
13 appropriate action to address the acts, policies, or prac-
14 tices of trade partners with respect to critical minerals,
15 and lead the coordination of the Office’s critical minerals
16 policy in consultation with the following individuals:

17 “(A) The Secretary of State or his designee.

18 “(B) The Secretary of Energy or his designee.

19 “(C) The Secretary of the Interior or his des-
20 ignee.

21 “(D) Any other individual the United States
22 Trade Representative determines appropriate.”.

23 (3) By adding at the end the following new sub-
24 section:

1 “(i) ANNUAL REPORT BY CHIEF CRITICAL MIN-
2 ERALS NEGOTIATOR.—

3 “(1) IN GENERAL.—Not later than September
4 30, 2026, and annually thereafter, the Chief Critical
5 Minerals Negotiator shall submit to the appropriate
6 congressional committees, and concurrently publish
7 on a publicly available website of the United States
8 Trade Representative, a report that—

9 “(A) describes in detail the results of a re-
10 view with respect to the acts, policies, and prac-
11 tices relating to the trade in critical minerals in
12 the preceding fiscal year of countries deter-
13 mined by such negotiator to—

14 “(i) have a significant trade relation-
15 ship with the United States; or

16 “(ii) pose a risk to the supply chains
17 of the United States; and

18 “(B) determines whether each such act,
19 policy, or practice reviewed under subparagraph
20 (A)—

21 “(i) creates a supply chain vulner-
22 ability which would be detrimental to the
23 United States defense, energy, and critical
24 infrastructure sectors; or

1 “(ii) violates, is inconsistent with, or
2 otherwise denies the United States of a
3 benefit under a bilateral or multilateral
4 trade agreement with such identified coun-
5 try; and

6 “(C) provides an update for each plan pre-
7 viously submitted under paragraph (2).

8 “(2) RESPONSE TO ADVERSE ACTIONS.—Not
9 later than 30 days after the submission of the report
10 under paragraph (1), the Chief Critical Minerals Ne-
11 gotiator shall submit to the appropriate congres-
12 sional committees a plan to respond to the findings
13 of the report, including any action taken under title
14 III of this Act, to each act, policy, or practice identi-
15 fied in such report that was determined under para-
16 graph (1)(B) to violate, be inconsistent with, or oth-
17 erwise deny to the United States a benefit under a
18 bilateral or multilateral trade agreement with such
19 identified country or create a supply chain vulne-
20 rability which would be detrimental to the United
21 States defense, energy, and critical infrastructure
22 sectors.

23 “(3) APPROPRIATE CONGRESSIONAL COMMIT-
24 TEES DEFINED.—In this subsection, the term ‘ap-
25 propriate congressional committees’ means Com-

1 mittee on Ways and Means of the House of Rep-
2 resentatives and the Committee on Finance of the
3 Senate.”.