

Peters - substitute (as modified)

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S.L.C.

AMENDMENT NO. _____

Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—117th Cong., 1st Sess.

S. 3309

To require SelectUSA to coordinate with State-level economic development organizations to increase foreign direct investment in semiconductor-related manufacturing and production.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended to be proposed by Mr. PETERS (for himself, Mr. SCOTT of Florida, and Mrs. BLACKBURN)

Viz:

1 Strike all after the enacting clause and insert the following:
2

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the "Securing Semiconductor Supply Chains Act of 2021".
5

6 **SEC. 2. SELECTUSA DEFINED.**

7 In this Act, the term "SelectUSA" means the
8 SelectUSA program of the Department of Commerce es-
9 tablished by Executive Order 13577 (76 Fed. Reg.
10 35,715).

1 **SEC. 3. FINDINGS.**

2 Congress makes the following findings:

3 (1) Semiconductors underpin the United States
4 and global economies, including manufacturing sec-
5 tors. Semiconductors are also essential to the na-
6 tional security of the United States.

7 (2) A shortage of semiconductors, brought
8 about by the COVID–19 pandemic and other com-
9 plex factors impacting the overall supply chain, has
10 threatened the economic recovery of the United
11 States and industries that employ millions of United
12 States citizens.

13 (3) Addressing current challenges and building
14 resilience against future risks requires ensuring a se-
15 cure and stable supply chain for semiconductors that
16 will support the economic and national security
17 needs of the United States and its allies.

18 (4) The supply chain for semiconductors is
19 complex and global. While the United States plays
20 a leading role in certain segments of the semicon-
21 ductor industry, securing the supply chain requires
22 onshoring, reshoring, or diversifying vulnerable seg-
23 ments, such as for—

24 (A) fabrication;

25 (B) advanced packaging; and

1 (C) materials and equipment used to man-
2 ufacture semiconductor products.

3 (5) The Federal Government can leverage for-
4 eign direct investment and private dollars to grow
5 the domestic manufacturing and production capacity
6 of the United States for vulnerable segments of the
7 semiconductor supply chain.

8 (6) The SelectUSA program of the Department
9 of Commerce, in coordination with other Federal
10 agencies and State-level economic development orga-
11 nizations, is positioned to boost foreign direct invest-
12 ment in domestic manufacturing and to help secure
13 the semiconductor supply chain of the United States.

14 **SEC. 4. COORDINATION WITH STATE-LEVEL ECONOMIC DE-**
15 **VELOPMENT ORGANIZATIONS.**

16 Not later than 180 days after the date of the enact-
17 ment of this Act, the Executive Director of SelectUSA
18 shall solicit comments from State-level economic develop-
19 ment organizations—

20 (1) to review—

21 (A) what efforts the Federal Government
22 can take to support increased foreign direct in-
23 vestment in any segment of semiconductor-re-
24 lated production;

1 (B) what barriers to such investment may
2 exist and how to amplify State efforts to attract
3 such investment;

4 (C) public opportunities those organiza-
5 tions have identified to attract foreign direct in-
6 vestment to help increase investment described
7 in subparagraph (A);

8 (D) resource gaps or other challenges that
9 prevent those organizations from increasing
10 such investment; and

11 (2) to develop recommendations for—

12 (A) how SelectUSA can increase such in-
13 vestment independently or through partnership
14 with those organizations; and

15 (B) working with countries that are allies
16 or partners of the United States to ensure that
17 foreign adversaries (as defined in section
18 8(c)(2) of the Secure and Trusted Communica-
19 tions Networks Act of 2019 (47 U.S.C.
20 1607(c)(2))) do not benefit from United States
21 efforts to increase such investment.

1 **SEC. 5. REPORT ON INCREASING FOREIGN DIRECT INVEST-**
2 **MENT IN SEMICONDUCTOR-RELATED MANU-**
3 **FACTURING AND PRODUCTION.**

4 Not later than 2 years after the date of the enact-
5 ment of this Act, the Executive Director of SelectUSA,
6 in coordination with the Federal Interagency Investment
7 Working Group established by Executive Order 13577 (76
8 Fed. Reg. 35,715; relating to establishment of the
9 SelectUSA Initiative), shall submit to the Committee on
10 Commerce, Science, and Transportation of the Senate and
11 the Committee on Energy and Commerce of the House
12 of Representatives a report that includes—

13 (1) a review of the comments SelectUSA re-
14 ceived from State-level economic development organi-
15 zations under section 4;

16 (2) a description of activities SelectUSA is en-
17 gaged in to increase foreign direct investment in
18 semiconductor-related manufacturing and produc-
19 tion; and

20 (3) an assessment of strategies SelectUSA may
21 implement to achieve an increase in such investment
22 and to help secure the United States supply chain
23 for semiconductors, including by—

24 (A) working with other relevant Federal
25 agencies; and

1 (B) working with State-level economic de-
2 velopment organizations and implementing any
3 strategies or recommendations SelectUSA re-
4 ceived from those organizations.