

118TH CONGRESS
1ST SESSION

S. 229

AN ACT

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

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Securing Semicon-
3 ductor Supply Chains Act of 2023”.

4 **SEC. 2. SELECTUSA DEFINED.**

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

9 **SEC. 3. FINDINGS.**

10 Congress makes the following findings:

11 (1) Semiconductors underpin the United States
12 and global economies, including manufacturing sec-
13 tors. Semiconductors are also essential to the na-
14 tional security of the United States.

15 (2) A shortage of semiconductors, brought
16 about by the COVID–19 pandemic and other com-
17 plex factors impacting the overall supply chain, has
18 threatened the economic recovery of the United
19 States and industries that employ millions of United
20 States citizens.

21 (3) Addressing current challenges and building
22 resilience against future risks requires ensuring a se-
23 cure and stable supply chain for semiconductors that
24 will support the economic and national security
25 needs of the United States and its allies.

1 (4) The supply chain for semiconductors is
2 complex and global. While the United States plays
3 a leading role in certain segments of the semicon-
4 ductor industry, securing the supply chain requires
5 onshoring, reshoring, or diversifying vulnerable seg-
6 ments, such as for—

7 (A) fabrication;

8 (B) advanced packaging; and

9 (C) materials and equipment used to man-
10 ufacture semiconductor products.

11 (5) The Federal Government can leverage for-
12 eign direct investment and private dollars to grow
13 the domestic manufacturing and production capacity
14 of the United States for vulnerable segments of the
15 semiconductor supply chain.

16 (6) The SelectUSA program of the Department
17 of Commerce, in coordination with other Federal
18 agencies and State-level economic development orga-
19 nizations, is positioned to boost foreign direct invest-
20 ment in domestic manufacturing and to help secure
21 the semiconductor supply chain of the United States.

22 **SEC. 4. COORDINATION WITH STATE-LEVEL ECONOMIC DE-**
23 **VELOPMENT ORGANIZATIONS.**

24 Not later than 180 days after the date of the enact-
25 ment of this Act, the Executive Director of SelectUSA

1 shall solicit comments from State-level economic develop-
2 ment organizations—

3 (1) to review—

4 (A) what efforts the Federal Government
5 can take to support increased foreign direct in-
6 vestment in any segment of semiconductor-re-
7 lated production;

8 (B) what barriers to such investment may
9 exist and how to amplify State efforts to attract
10 such investment;

11 (C) public opportunities those organiza-
12 tions have identified to attract foreign direct in-
13 vestment to help increase investment described
14 in subparagraph (A); and

15 (D) resource gaps or other challenges that
16 prevent those organizations from increasing
17 such investment; and

18 (2) to develop recommendations for—

19 (A) how SelectUSA can increase such in-
20 vestment independently or through partnership
21 with those organizations; and

22 (B) working with countries that are allies
23 or partners of the United States to ensure that
24 foreign adversaries (as defined in section
25 8(e)(2) of the Secure and Trusted Communica-

1 tions Networks Act of 2019 (47 U.S.C.
2 1607(c)(2))) do not benefit from United States
3 efforts to increase such investment.

4 **SEC. 5. REPORT ON INCREASING FOREIGN DIRECT INVEST-**
5 **MENT IN SEMICONDUCTOR-RELATED MANU-**
6 **FACTURING AND PRODUCTION.**

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

16 (1) a review of the comments SelectUSA re-
17 ceived from State-level economic development organi-
18 zations under section 4;

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

23 (3) an assessment of strategies SelectUSA may
24 implement to achieve an increase in such investment

1 and to help secure the United States supply chain
2 for semiconductors, including by—

3 (A) working with other relevant Federal
4 agencies; and

5 (B) working with State-level economic de-
6 velopment organizations and implementing any
7 strategies or recommendations SelectUSA re-
8 ceived from those organizations.

9 **SEC. 6. NO ADDITIONAL FUNDS.**

10 No additional funds are authorized to be appro-
11 priated for the purpose of carrying out this Act. The Exec-
12 utive Director of SelectUSA shall carry out this Act using
13 amounts otherwise available to the Executive Director for
14 such purposes.

Passed the Senate December 13, 2023.

Attest:

Secretary.

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