

AMENDMENT TO RULES COMM. PRINT 119–8
OFFERED BY MR. AMO OF RHODE ISLAND

At the end of subtitle A of title XVII, add the following:

1 **SEC. 17____. MODIFICATIONS TO ARMS EXPORT CONTROL**
2 **ACT REQUIREMENTS FOR AUKUS COUN-**
3 **TRIES.**

4 (a) FLEXIBILITY WITH RESPECT TO CERTAIN ARMS
5 EXPORT CONTROL ACT AND OTHER ARMS TRANSFER
6 REQUIREMENTS.—Section 38(l) of the Arms Export Con-
7 trol Act (22 U.S.C. 2778(l)) is amended by adding at the
8 end the following new paragraph:

9 “(8) EXEMPTION FROM CERTAIN REQUIRE-
10 MENTS.—

11 “(A) IN GENERAL.—Defense articles sold
12 by the United States under this Act may be re-
13 exported, retransferred or temporarily imported
14 exclusively between the Government of Aus-
15 tralia, the Government of the United Kingdom,
16 or entities eligible under section 126.7(b)(2) of
17 title 22 of the Code of Federal Regulations, or
18 successor regulations. Such transfers shall not
19 require the consent of the President under sec-

tion 3(a)(2) of this Act, or under section 505(a)(1) of the Foreign Assistance Act of 1961 (22 U.S.C. 2314(a)(1)(B).

“(B) INTRA-COMPANY, INTRA-ORGANIZATIONAL, AND INTRA-GOVERNMENTAL TRANSFERS.—Intra-company, intra-organization, and intra-governmental transfers related to defense articles and defense services described under subparagraph (A) are authorized between officers, employees, and agents who satisfy section 120.64 of title 22 of the Code of Federal Regulations, or successor regulations, including dual or third country nationals who satisfy section 126.18 of title 22 of the Code of Federal Regulations, or successor regulations.”.

(b) ELIMINATION OF CERTIFICATION REQUIREMENT FOR COMMERCIAL TECHNICAL ASSISTANCE OR MANUFACTURING LICENSE AGREEMENTS INVOLVING AUSTRALIA AND THE UNITED KINGDOM.—Section 36(d)(2) of the Arms Export Control Act (22 U.S.C. 2776(d)(2)) is amended—

(1) by redesignating subparagraphs (A) and (B) as clauses (i) and (ii), respectively;

(2) by striking “A certification” and inserting “(A) A certification”;

1 (3) in clause (i), as redesignated by paragraph
2 (1), by striking “North Atlantic Treaty Organization
3 or Australia, Japan” and inserting “North Atlantic
4 Treaty Organization (excluding the United King-
5 dom) or Japan”; and
6 (4) by adding at the end the following new sub-
7 paragraph:
8 “(B) A certification under this subsection shall
9 not be required in the case of an agreement for or
10 in Australia or the United Kingdom.”.

