

**AMENDMENT TO RULES COMM. PRINT 119-8**  
**OFFERED BY MR. BAUMGARTNER OF**  
**WASHINGTON**

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

1 **SEC. 17\_\_\_\_. INTERNATIONAL TRAFFIC IN ARMS REGULA-**  
2 **TIONS LICENSING REFORM.**

3 (a) LIST OF COUNTRIES AND END-USERS TO RE-  
4 CEIVE PRIORITY FOR DIRECT COMMERCIAL SALES.—

5 (1) IN GENERAL.—Not later than 90 days after  
6 the date of the enactment of this Act, the Secretary  
7 of State shall develop and maintain a list of coun-  
8 tries and end-users with respect to which expedited  
9 decision-making for applications for licenses for the  
10 export of defense articles and defense services is  
11 vital to the national security of the United States,  
12 consistent with the requirements of the Arms Export  
13 Control Act and other applicable provisions of law.

14 (2) SUBMISSION TO CONGRESS.—Not later than  
15 30 days after the development of the list required by  
16 paragraph (1), and annually thereafter, the Sec-  
17 retary of State shall submit to the Committee on  
18 Foreign Affairs of the House of Representatives and

1 the Committee on Foreign Relations of the Senate  
2 an updated copy of the list.

3 (b) DECISION-MAKING PROCESS FOR APPLICATIONS  
4 FOR DIRECT COMMERCIAL SALES.—Not later than 30  
5 days after the date on which the Secretary of State pub-  
6 lishes the list required by subsection (a), the Secretary,  
7 in coordination with the Secretary of Defense, shall ini-  
8 tiate a rulemaking process to establish an expedited  
9 timeline for the decision-making process with respect to  
10 applications to export defense articles or defense services  
11 under the Arms Export Control Act to countries or end-  
12 users identified by such list and a fixed timeline for deci-  
13 sions for all other applications for such exports. The  
14 timelines so established shall provide that, to the max-  
15 imum extent practicable—

16 (1) an application to export defense articles or  
17 defense services to a listed country or end-user shall  
18 be approved, returned, or denied not later than 45  
19 days after the date on which the application is sub-  
20 mitted to the Secretary;

21 (2) an application to export defense articles or  
22 defense services to any country or end-user shall be  
23 approved, returned, or denied not later than 60 days  
24 after the date on which the application is submitted  
25 to the Secretary; and

1           (3) the deadlines described in paragraphs (1)  
2           and (2) may be suspended with respect to an appli-  
3           cation if necessary—

4                   (A) for applicable time periods specified in  
5                   subsection (b), (c), or (d) of section 36 of such  
6                   Act, during which Congress may enact a joint  
7                   resolution prohibiting the approval of such ap-  
8                   plication; or

9                   (B) for such time as may be required to  
10                  receive a decision from the Secretary of Defense  
11                  with respect to an application that is subject to  
12                  approval by the Department of Defense, includ-  
13                  ing technology security and foreign disclosure  
14                  release determinations.

15       (c) REPORTS.—

16           (1) IN GENERAL.—The Secretary of State shall  
17           submit to the Committee on Foreign Affairs of the  
18           House of Representatives and the Committee on  
19           Foreign Relations of the Senate on a semi-annual  
20           basis a report, which may be submitted in classified  
21           form, that identifies each application to export de-  
22           fense articles or defense services during the pre-  
23           ceding 180-day period with respect to which the time  
24           to reach a decision exceeded the applicable deadline  
25           described in subsection (b)(1) or (b)(2).

1           (2) MATTER TO BE INCLUDED.—The report re-  
2           quired by this section shall also include the following  
3           information with respect to each application so iden-  
4           tified:

5                   (A) The defense articles or defense services  
6           included in the application.

7                   (B) The recipient country, end-user, and  
8           any corporate entities involved in the applica-  
9           tion.

10                  (C) Whether the United States has pre-  
11           viously exported similar defense articles or de-  
12           fense services to the recipient country or end-  
13           user.

14                  (D) A justification for the delay in reach-  
15           ing a decision with respect to the application.

16                  (E) The anticipated timeline for reaching a  
17           decision with respect to the application, if still  
18           pending as of the date of the submission of the  
19           report.

