

AMENDMENT TO RULES
COMMITTEE PRINT 119–8
OFFERED BY MR. CRAWFORD OF ARKANSAS

At the end of title XVII, insert the following new section:

1 **SEC. 17____. PROHIBITIONS RELATING TO CERTAIN VEHI-**
2 **CLES PRODUCED OR PROVIDED BY ENTITIES**
3 **BASED IN CERTAIN COUNTRIES.**

4 (a) SENSE OF CONGRESS.—It is the sense of Con-
5 gress that—

6 (1) the People’s Republic of China (referred to
7 in this section as the “PRC”) uses a deliberately in-
8 tricate web of industrial policies to distort market
9 behavior to achieve dominance in global markets and
10 increase the dependence of the United States on im-
11 ports from the PRC;

12 (2) the adoption of PRC-developed technologies
13 in the United States, including those used in certain
14 vehicles, poses a significant risk to national security
15 and threatens the long-term competitiveness of the
16 United States;

17 (3) the PRC intentionally creates overcapacity
18 and sells products at below-market prices to gain

1 market share and undermine United States domestic
2 supply chains;

3 (4) Congress must continue to confront the
4 military-civil fusion strategy of the PRC and the in-
5 trusion of the PRC into the United States transpor-
6 tation market, as Congress has done in the National
7 Defense Authorization Act for Fiscal Year 2020
8 (Public Law 116–92; 133 Stat. 1198) and the FAA
9 Reauthorization Act of 2024 (Public Law 118–63;
10 138 Stat. 1025);

11 (5) United States taxpayer dollars should not
12 be used to fund PRC-subsidized vehicle manufac-
13 turing or technology companies; and

14 (6) any entity accepting Federal funding must
15 be prevented from procuring certain vehicles—

16 (A) from a PRC entity or an entity other-
17 wise related legally or financially to a corpora-
18 tion based in the PRC; or

19 (B) that contain certain vehicle tech-
20 nologies identified as matters of national secu-
21 rity concern.

22 (b) PROHIBITIONS.—Section 5323(u) of title 49,
23 United States Code, is amended—

24 (1) by striking paragraphs (1) and (2) and in-
25 serting the following:

1 “(1) DEFINITIONS.—In this subsection:

2 “(A) COVERED ENTITY.—The term ‘cov-
3 ered entity’ means an entity (including a cor-
4 poration, partnership, association, organization,
5 or other entity)—

6 “(i) the principal place of business of
7 which is in a covered nation;

8 “(ii) that is headquartered in, incor-
9 porated in, or otherwise organized under
10 the laws of a covered nation;

11 “(iii) that, regardless of where the en-
12 tity is organized or doing business, is
13 owned or controlled by a covered nation or
14 covered individual, including circumstances
15 in which a covered individual possesses the
16 power to determine, direct, or decide mat-
17 ters affecting the entity—

18 “(I) through—

19 “(aa) the ownership of a
20 majority of the total outstanding
21 voting interest in the entity;

22 “(bb) board representation;

23 “(cc) proxy voting;

24 “(dd) a special share;

1 “(ee) contractual arrange-
2 ments;

3 “(ff) formal or informal ar-
4 rangements to act in concert; or

5 “(gg) other means; and

6 “(II) regardless of whether that
7 power is—

8 “(aa) direct; or

9 “(bb) exercised or
10 unexercised;

11 “(iv) is owned or controlled by, a sub-
12 sidiary of, an affiliate of, or in a joint ven-
13 ture with an entity described in clause (i),
14 (ii), or (iii);

15 “(v) is a manufacturer from which the
16 procurement of rolling stock was ever pro-
17 hibited under this subsections; or

18 “(vi) is an owner of, successor of, sub-
19 sidiary of, affiliate of, or in a joint venture
20 with a manufacturer described in clause
21 (v).

22 “(B) COVERED FUNDING.—The term ‘cov-
23 ered funding’ means any financial assistance
24 made available under this chapter.

1 “(C) COVERED INDIVIDUAL.—The term
2 ‘covered individual’ means any individual, wher-
3 ever located—

4 “(i) whose activities are directly or su-
5 pervised, directed, controlled, financed, or
6 subsidized, in whole or in majority part, by
7 a covered nation;

8 “(ii) who acts as an agent, representa-
9 tive, or employee of a covered nation or an
10 individual described in clause (i);

11 “(iii) who acts in any other capacity
12 at the order of, at the request of, or under
13 the direction or control of a covered nation
14 or an individual described in clause (i); or

15 “(iv) who—

16 “(I) is a citizen or resident of a
17 covered nation or a country controlled
18 by a covered nation; and

19 “(II) is not a citizen or perma-
20 nent resident of the United States.

21 “(D) COVERED NATION.—The term ‘cov-
22 ered nation’ has the meaning given the term in
23 section 4872(f) of title 10.

24 “(E) COVERED VEHICLE.—The term ‘cov-
25 ered vehicle’ means rolling stock that—

1 “(i) is produced or provided by a cov-
2 ered entity; or

3 “(ii) incorporates an electric power
4 train produced or provided by a covered
5 entity.

6 “(F) ELECTRIC POWER TRAIN.—The term
7 ‘electric power train’ has the meaning given the
8 term in section 571.305 of title 49, Code of
9 Federal Regulations (as in effect on the date of
10 enactment of the National Defense Authoriza-
11 tion Act for Fiscal Year 2026).

12 “(2) PROHIBITION.—

13 “(A) IN GENERAL.—Subject to subpara-
14 graph (C), on and after the date of enactment
15 of the National Defense Authorization Act for
16 Fiscal Year 2026, the Secretary may not award
17 or obligate covered funding—

18 “(i) for a contract or subcontract for
19 the procurement of a covered vehicle; or

20 “(ii) for the construction, installation,
21 or maintenance of infrastructure to fuel or
22 charge a covered vehicle that is a bus, if
23 the applicable covered vehicle is procured
24 under a contract or subcontract executed
25 on or after the date of enactment of the

1 National Defense Authorization Act for
2 Fiscal Year 2026.

3 “(B) EXCEPTION.—Notwithstanding sub-
4 paragraph (A), the Secretary may procure a
5 covered vehicle or construct, install, or maintain
6 infrastructure to fuel or charge a covered vehi-
7 cle for purposes of—

8 “(i) the inspection or investigation of
9 a motor vehicle or equipment; or

10 “(ii) motor vehicle safety research, de-
11 velopment, or testing.”.

12 (2) in paragraph (4), by striking “paragraph
13 (1)” each place that term appears and inserting
14 “paragraph (2)”;

15 (3) in paragraph (5)—

16 (A) in subparagraph (A)—

17 (i) by striking “This subsection, in-
18 cluding the” and inserting “The”;

19 (ii) by striking the comma after
20 “(4)”;

21 (iii) by inserting “that does not utilize
22 covered funds” after “subcontract”;

23 (iv) by striking “rail rolling stock
24 manufacturer described in paragraph (1)”
25 and inserting “covered entity”;

1 (v) by striking “the manufacturer”
2 and inserting “the covered entity”;

3 (vi) by striking “date of enactment of
4 this subsection” and inserting “date of en-
5 actment of the National Defense Author-
6 ization Act for Fiscal Year 2026”;

7 (B) by striking subparagraph (B) and in-
8 serting the following:

9 “(B) CONTRACT COMPLETION.—Notwith-
10 standing paragraph (2), covered funds may be
11 obligated for a contract or subcontract that was
12 eligible for assistance under this chapter under
13 the provisions of this subsection prior to the
14 date of enactment of the National Defense Au-
15 thorization Act for Fiscal Year 2026 until the
16 delivery of rolling stock is complete under such
17 contract.”; and

18 (C) by striking subparagraph (C); and

19 (4) by adding at the end the following:

20 “(6) SEVERABILITY.—If any provision of this
21 subsection, or the application of this subsection to
22 any person or circumstance, is held to be unconstitu-
23 tional or otherwise invalid, the remainder of this
24 subsection, and the application of the provision to

1 any other person or circumstance, shall not be af-
2 fected.”.

3 (c) PROHIBITION RELATING TO ADDITIONAL VEHI-
4 CLES PRODUCED OR PROVIDED BY ENTITIES BASED IN
5 CERTAIN COUNTRIES.—

6 (1) IN GENERAL.—Subject to paragraph (3),
7 the Department may not award, obligate, allocate, or
8 expend covered funding—

9 (A) for the procurement of a covered vehi-
10 cle by the Department or any other agency or
11 person; or

12 (B) for the construction, installation, or
13 maintenance of infrastructure to fuel or charge
14 a covered vehicle that is a bus, if the applicable
15 covered vehicle is procured under a contract or
16 subcontract executed on or after the date of en-
17 actment of this Act.

18 (2) EXCEPTION.—Notwithstanding paragraph
19 (1), the Department may procure a covered vehicle
20 or construct, install, or maintain infrastructure to
21 fuel or charge a covered vehicle for purposes of—

22 (A) the inspection or investigation of a
23 motor vehicle or equipment; or

24 (B) motor vehicle safety research, develop-
25 ment, or testing.

1 (3) DEFINITIONS.—In this subsection:

2 (A) COVERED ENTITY; COVERED INDIVIDUAL;
3 COVERED NATION; COVERED VEHICLE;
4 ELECTRIC POWER TRAIN.—The terms “covered
5 entity”; “covered individual”, “covered nation”,
6 “covered vehicle”, and “electric power train”
7 have the meanings given those terms in section
8 5323(u)(1) of title 49, United States Code.

9 (B) COVERED FUNDING.—The term “covered
10 funding” means any appropriations made
11 available to the Department, other than funds
12 made available under chapter 53 of title 49,
13 United States Code.

14 (C) DEPARTMENT.—The term “Department”
15 means the Department of Transportation.
16

17 (D) SECRETARY.—The term “Secretary”
18 means the Secretary of Transportation.

19 (4) SEVERABILITY.—If any provision of this
20 subsection, or the application of this section to any
21 person or circumstance, is held to be unconstitutional
22 or otherwise invalid, the remainder of this section,
23 and the application of the provision to any
24 other person or circumstance, shall not be affected.

