AMENDMENT TO RULES COMMITTEE PRINT 115–70

OFFERED BY MS. CHENEY OF WYOMING

At the end of subtitle E of title X, add the following new section:

SEC. 10. PROHIBITION ON ACCESS TO CERTAIN PROGRAMS AND INFORMATION BY PERSONS INVOLVED IN CERTAIN JOINT VENTURES.

(a) PROHIBITION.—Except as provided by subsection (b), the Secretary of Defense shall revoke a person from participating in a covered program and prohibit the person from accessing classified information or controlled unclassified information, or from becoming a cleared defense contractor, if the person enters into a joint venture with any entity that is—

(1) located in a foreign country that is subject to a comprehensive or functional arms embargo by the United States;

(2) under any amount, other than de minimis, of ownership, control, or influence, by an individual who is a national of such a country; or
(3) reasonably likely to contribute, either directly or indirectly, to any military or intelligence capabilities of such a country.

(b) APPROVAL.—The Secretary may waive the prohibition under subsection (a) on a case-by-case basis if the Secretary approves of a joint venture described in such subsection before the person enters into the joint venture.

(c) DEFINITIONS.—In this section:

(1) The term “covered program” means any of the following:

(A) The Defense Industrial Base program.

(B) The National Industrial Security Program.

(C) Any program of the Department of Defense under which a person—

(i) is a cleared defense contractor; or

(ii) has access to controlled unclassified information.

(2) The term “cleared defense contractor” has the meaning given that term in section 393 of title 10, United States Code.