

**AMENDMENT TO RULES COMMITTEE PRINT 118-**  
**36**  
**OFFERED BY MR. FITZPATRICK OF**  
**PENNSYLVANIA**

At the end of subtitle E of title I, insert the following new section:

1 **SEC. 1\_\_\_ . MODIFICATION TO MULTIYEAR PROCUREMENT**  
2 **AUTHORITY FOR CERTAIN CRITICAL MIN-**  
3 **ERALS.**

4 Section 152 of the National Defense Authorization  
5 Act for Fiscal Year 2024 (Public Law 118-31; 137 Stat.  
6 180; 50 U.S.C. 98e-2) is amended—

7 (1) in the heading, by inserting “**STRATEGIC**  
8 **AND**” after “**DOMESTICALLY PROCESSED**”;

9 (2) in subsection (a), by striking “the procure-  
10 ment of” and all that follows and inserting the fol-  
11 lowing: “the procurement of strategic and critical  
12 materials that are mined, processed, or produced in  
13 the United States.”;

14 (3) in subsection (c), by striking “the domesti-  
15 cally processed critical minerals” and inserting “the  
16 strategic and critical materials”;

1 (4) by redesignating subsection (e) as sub-  
2 section (f);

3 (5) by inserting after subsection (d) the fol-  
4 lowing new subsection:

5 “(e) PRIORITY.—In carrying out the activities de-  
6 scribed in this section, the Secretary may give priority to  
7 the procurement of strategic and critical materials that  
8 are derived from recycled and reused minerals and metals  
9 to the maximum extent practicable, and from terrestrial  
10 mines that do not cause harm to the natural or cultural  
11 resources of Tribal communities or sovereign nations or  
12 result in degraded ground or surface water.”; and

13 (6) in subsection (f), as so redesignated—

14 (A) by amending paragraph (1) to read as  
15 follows:

16 “(1) The term ‘strategic and critical material’  
17 means a material determined to be a strategic or  
18 critical material under section 3(a) of the Strategic  
19 and Critical Materials Stock Piling Act (50 U.S.C.  
20 98b(a)).”; and

21 (B) by adding at the end the following new  
22 paragraph:

23 “(4) The term ‘produced’ means formed, assem-  
24 bled, manufactured, or systems integrated.”.

