AMENDMENT TO RULES COMM. PRINT 118–10
OFFERED BY MR. GALLAGHER OF WISCONSIN

At the end of subtitle B of title XIII, add the following:

SEC. __. ENHANCED LICENSING REQUIREMENTS FOR LICENSE APPLICATIONS RELATING TO ACTIVITIES WITH COVERED MILITARY UNIVERSITIES OF FOREIGN ADVERSARIES.

(a) In General.—Section 1753 of the Export Control Reform Act of 2018 (50 U.S.C. 4812) is amended—

(1) in subsection (a)—

(A) in paragraph (1), by striking “and” at the end;

(B) in paragraph (2)(F), by striking the period at the end and inserting “; and”; and

(C) by adding at the end the following:

“(3) the activities of United States persons, wherever located, with covered military universities of foreign adversaries in accordance with the requirements of subsection (d).”;

(2) in subsection (b)(2), by striking “subsection (a)(2)” and inserting “paragraphs (2) and (3) of subsection (a)”;

and
(3) by adding at the end the following:

“(d) ENHANCED LICENSING REQUIREMENTS FOR LICENSE APPLICATIONS RELATING TO ACTIVITIES WITH COVERED MILITARY UNIVERSITIES OF FOREIGN ADVERSARIES.—

“(1) IN GENERAL.—The Secretary shall deny an application for a license to engage in activities described in subsection (a)(2)(G) unless the United States person seeking the license submits to the Secretary such documentation as the Secretary may reasonably require that demonstrates by clear and convincing evidence that the covered military university of a foreign adversary with respect to which the United States person is seeking to engage in activities does not—

“(A) engage in research on behalf of, funded by, or at the direction of, wholly or in part, by the military of a foreign adversary or has not engaged in such research in the last five years; or

“(B) intend to use the activities with the United States person to advance the economic or national security interests of a foreign adversary.

“(2) CONGRESSIONAL NOTIFICATION.—
“(A) IN GENERAL.—Not later than 180 days after the date of the enactment of this subsection, and every 180 days thereafter, the Secretary shall submit to the appropriate congressional committees a written notification of all applications for licenses to engage in activities described in subsection (a)(2)(G). Such notification shall include—

“(i) the name of the United States person seeking the application;

“(ii) the name of the covered military university of a foreign adversary with respect to which the United States person is seeking to engage in activities; and

“(iii) the nature and description of the activities.

“(B) FORM.—The notification required by this paragraph shall be submitted in unclassified form, but may contain a classified annex.

“(3) DEFINITIONS.—In this subsection:

“(A) APPROPRIATE CONGRESSIONAL COMMITTEES.—The term ‘appropriate congressional committees’ means—

“(i) the Committee on Foreign Affairs, the Permanent Select Committee on
Intelligence, and the Select Committee on the Strategic Competition Between the United States and the Chinese Communist Party of the House of Representatives; and “(ii) the Committee on Foreign Relations, the Committee on Banking, Housing, and Urban Affairs, and the Select Committee on Intelligence of the Senate. “(B) CHINESE STATE KEY LABORATORY.—The term ‘Chinese state key laboratory’ means any of the following: Defense S&T Key Laboratory of Military Underwater Intelligent Robotic Technology, National Key Laboratory of Underwater Acoustic Science and Technology, National Key Laboratory for Precision Hot Processing of Metals, National Key Laboratory of Science and Technology on Advanced Composites in Special Environments, National Key Laboratory of Space Environmental Materials Behavior and Evaluation Technology, National Key Laboratory of Science and Technology on Tunable Laser, State Key Laboratory for Underwater Information and Control, State Key Laboratory of UAV Special Technology, State Key Laboratory of Science and Technology on
Thermostructural Composite Materials, National Key Laboratory of Aerodynamic Design and Research, State Key Laboratory of Combustion Thermal Structure and Inner Flow Field, State Key Laboratory of Space Flight Dynamics, National Key Laboratory of Science and Technology on Radar Signal Processing, National Key Laboratory of Science and Technology on Antennas and Microwaves, Science and Technology on Plasma Dynamics Laboratory, National Key Laboratory on Aero-Engine Thermodynamics, Science and Technology on Aircraft Control Laboratory, Defense S&T Key Laboratory of Reliability & Environmental Engineering Technology, National Laboratory for Computational Fluid Dynamics, Defense S&T Key Laboratory of Inertial Technology, Defense S&T Key Laboratory of Parallel and Distributed Processing, National Key Laboratory of New Ceramic Fibres and Composites, Defense S&T Key Laboratory of Precision Guidance and Automatic Target Recognition, National Key Laboratory of Science and Technology on Materials under Shock and Impact, Defense S&T Key Laboratory of Vehicle Transmission,
Science and Technology on Electromechanical Dynamic Control Laboratory, Defense S&T Key Laboratory of Multi-spectral Information Processing Technology, Defense S&T Key Laboratory of Pulsed Power Technology, Defense S&T Key Laboratory of High Power Microwav Electronic Vacuum Component Technology, National Key Laboratory of Science and Technology on Communications, Defense S&T Key Laboratory of Electromagnetic Environment Effects, National Key Laboratory for Remanufacturing, National Key Laboratory for Vessel Integrated Power System Technology, Defense S&T Key Laboratory of Helicopter Rotor Dynamics, Defense S&T Key Laboratory of Helicopter Transmission Technology, National Key Laboratory of Transient Physics, Defense S&T Key Laboratory of Electronic Measurement Technology, State Key Laboratory for Light Weight and High Strength Structural Materials, Defense S&T Key Laboratory of High-Power Semiconductor Lasers, Defense S&T Key Laboratory of Specialized Integrated Circuits, National Key Laboratory of Electromagnetic Environment, Defense S&T Key Laboratory of
Electronic Information Control, Science and Technology on Communication Information Security Control Laboratory, National Key Laboratory of Advanced Composites, Defense S&T Key Laboratory of Advanced High-Temperature Structural Materials, Aviation Key Laboratory of Science and Technology on Precision Manufacturing, Defense S&T Key Laboratory of Metrology and Calibration Technology, Defense S&T Key Laboratory of Fire Control Technology, Laboratory for High Energy Density Beam Processing Technology, Defense S&T Key Laboratory of Space Flight Intelligent Control Technology, Defense S&T Key Laboratory of Space Microwave Technology, Defense S&T Key Laboratory of Aerospace Systems Simulation, Defense S&T Key Laboratory of Flexible Manufacturing Systems Technology, Defense S&T Key Laboratory of Detonator Safety and Reliability, Defense S&T Key Laboratory of Electromagnetic Compatibility, Defense S&T Key Laboratory of Sonar Technology, Key Laboratory of Marine Corrosion and Protection of Defense Science and Technology, Defense S&T Key Laboratory of High-
Power Microwave Technology, National Key Laboratory of Science and Technology on Combustion and Explosion, Defense S&T Key Laboratory of Nano- and Microfabrication Technology, Defense S&T Key Laboratory of Human Factors Engineering, Defense S&T Key Laboratory of Space Intelligent Control Technology, Defense S&T Key Laboratory of Computational Physics, Defense S&T Key Laboratory of Vacuum Technology and Physics, Defense S&T Key Laboratory of Shockwave Physics and Blast Physics, Defense S&T Key Laboratory of Plasma Physics, Defense S&T Key Laboratory of Space Materials Behavior and Evaluation Technology, Defense S&T Key Laboratory of Millimeter Wave Remote Sensing Technology, Defense S&T Key Laboratory of Surface Physics and Chemistry, Defense S&T Key Laboratory of Microsystem Technology, Defense S&T Key Laboratory of Hydraulic Dynamics, Defense S&T Key Laboratory of Aviation Electronic Systems, Defense S&T Key Laboratory of Ship Vibrational Noise, Defense S&T Key Laboratory of Liquid Rocket Engine Technology, Defense S&T Key Laboratory of
High-temperature, High-Density Plasma Physics, Defense S&T Key Laboratory of C4ISR Technology, Defense S&T Key Laboratory of Underwater Measurement and Control Technology, Defense S&T Key Laboratory of Surface Engineering Technology, Defense S&T Key Laboratory of Strong Radiation, Defense S&T Key Laboratory of Nuclear Data, Defense S&T Key Laboratory of Hydroacoustic Countermeasure Technology, Defense S&T Key Laboratory of Light Weaponry Endpoint Kill Technology, Defense S&T Key Laboratory of Electromagnetic Environment Effects and Electro-Optical Engineering, Defense S&T Key Laboratory of Submarine Acoustic Stealth Technology, Defense S&T Key Laboratory of Diesel Engine High-Pressure Technology, Defense S&T Key Laboratory of Fuse Dynamic Characteristics, Defense S&T Key Laboratory of Information System Security Technology, Defense S&T Key Laboratory of Gallium Arsenide Microwave and Millimeter Wave Monolithic and Modular Circuitry, Defense S&T Key Laboratory of Aviation Engine High-Altitude Simulation, Defense S&T Key Laboratory of Information Tech-
nology, Defense S&T Key Laboratory of Hypersonic Ramjet Technology, Defense S&T Key Laboratory of Equipment Integrated Support Technology, Defense S&T Key Technology of Information Systems Engineering, Defense S&T Key Laboratory of Complex Aviation Systems Simulation, Defense S&T Key Laboratory of Space Chemical Power Technology, Defense S&T Key Laboratory of Microwave Power Vacuum Devices, Defense S&T Key Laboratory of Simulation and Protection Technology for Strong Electromagnetic Field Environments, Defense S&T Key Laboratory of Target and Environment Optical Characteristics, Defense S&T Key Laboratory of Electronic Information Equipment Systems Research, Defense S&T Key Laboratory of Particle Transport and Enrichment Technology, Defense S&T Key Laboratory of Naval Weapons and Equipment Systems Research, Defense S&T Key Laboratory of Millimeter and sub-Millimeter Wave Guidance, Defense S&T Key Lab of Army Weapon and Equipment Systems Research, Defense S&T Key Laboratory of Target and Environmental Electromagnetic Diffuse Radiation Characteris-
ties, Defense S&T Key Laboratory of Low Interception Probability Signal Detection, Defense S&T Key Laboratory of Opto-Electronic Countermeasures Technology, and National Key Laboratory of Science and Technology on Ballistic Missile Penetration.

“(C) COVERED MILITARY UNIVERSITIES OF FOREIGN ADVERSARIES.—The term ‘covered military universities of foreign adversaries’—

“(i) means—

“(I) Beihang University (Beijing University of Aeronautics and Astronautics);

“(II) Beijing Institute of Technology;

“(III) Harbin Engineering University;

“(IV) Harbin Institute of Technology;

“(V) Nanjing University of Aeronautics and Astronautics;

“(VI) Nanjing University of Science and Technology;

“(VII) Northwestern Polytechnical University;
“(VIII) North University of China;

“(IX) Beijing University of Post and Telecommunications;

“(X) any national laboratory engaged in research on behalf of the military of a foreign adversary, as determined by the Secretary of Defense, in consultation with the Secretary of State; and

“(XI) any other entity, as determined by the Secretary of Defense, in consultation with the Secretary of State; and

“(ii) includes—

“(I) any entities, subsidiaries, affiliates, or successors of an entity described in subclauses (I) through (XI) of clause (i); and

“(II) any Chinese state key laboratory as defined in subparagraph (B).

“(D) FOREIGN ADVERSARY.—The term ‘foreign adversary’ means—
“(i) the People’s Republic of China, including all Special Administrative Regions;

“(ii) the Republic of Cuba;

“(iii) the Islamic Republic of Iran;

“(iv) the Democratic People’s Republic of Korea;

“(v) the Russian Federation; and

“(vi) the Bolivarian Republic of Venezuela during any period of time in which Nicholas Maduro is President of that country.”.

(b) REGULATIONS.—Not later than 100 days after the date of the enactment of this Act, the Secretary of Commerce, in consultation with the Secretary of Defense and the Secretary of State, shall issue such regulations as may be necessary to carry out the amendments made by subsection (a).