AMENDMENT TO RULES COMMITTEE PRINT 117-31

OFFERED BY MR. GALLAGHER OF WISCONSIN

Page 68, strike lines 13 and 14 and insert the following:

(C) by redesignating subparagraph (D) as subparagraph (E) and by amending such subparagraph to read as follows:

“(E) RECORDS.—The Secretary may request records and information from the applicant to review the status of a covered entity. The applicant shall provide the records and information requested by the Secretary. Any entity receiving financial benefit from this division shall notify the Secretary of any activity, investment, or material expansion of semiconductor manufacturing capacity in the People’s Republic of China or other foreign adversary. Within 30 days of such notification, the Secretary shall determine whether such activity violates the prohibitions described in paragraph (5)(C) or (5)(D). All determinations shall be posted in the Federal Register. No confidential business
information shall be posted in the Federal Register.’’; and

Page 69, after line 11, by inserting the following:

(4) in paragraph (5)—

(A) in subparagraph (C), by striking ‘‘knowingly engages in’’ and all that follows through clause (ii) and inserting ‘‘knowingly—

‘‘(i) makes new investments or material expansions of semiconductor manufacturing capacity in the People’s Republic of China or other foreign adversary; or

‘‘(ii) engages in any joint research, technology licensing, or investments in any entity under the foreign ownership, control, or influence of the People’s Republic of China or other foreign adversary.’’;

(B) by redesignating subparagraphs (D) and (E) as subparagraphs (E) and (F), respectively; and

(C) by inserting after subparagraph (C) the following:

‘‘(D) Prohibition on use of funds.—

No funds provided or made available under this division shall be used to—
“(i) directly or indirectly benefit suppliers, supply chains, or entities under the control, influence, or authority of the People’s Republic of China or other foreign adversary; or

“(ii) support any entity that has knowingly violated export control laws or regulations, particularly those that have been subject to criminal or administrative penalties.”.

Page 69, line 12, redesignate paragraph (4) as paragraph (5).