

AMENDMENT TO RULES COMM. PRINT 116-57
OFFERED BY MR. MCGOVERN OF
MASSACHUSETTS

At the end of subtitle F of title XII, add the following:

1 **SEC. __. PROHIBITION ON COMMERCIAL EXPORT OF COV-**
2 **ERED DEFENSE ARTICLES AND SERVICES**
3 **AND COVERED MUNITIONS ITEMS TO THE**
4 **HONG KONG POLICE.**

5 (a) IN GENERAL.—Except as provided in subsection
6 (b), the President shall prohibit the issuance of licenses
7 to export covered defense articles and services and covered
8 munitions items to the Hong Kong Police.

9 (b) WAIVER.—The prohibition under subsection (a)
10 shall not apply to the issuance of a license with respect
11 to which the President submits to the appropriate congres-
12 sional committees a written certification that the exports
13 to be covered by such license are important to the national
14 interests and foreign policy goals of the United States, in-
15 cluding a description of the manner in which such exports
16 will promote such interests and goals.

17 (c) TERMINATION.—The prohibition under sub-
18 section (a) shall terminate on the date on which the Presi-

1 dent certifies to the appropriate congressional committees
2 that—

3 (1) the Hong Kong Police have not engaged in
4 gross violations of human rights during the 1-year
5 period ending on the date of such certification; and

6 (2) there has been an independent examination
7 of human rights concerns related to the crowd con-
8 trol tactics of the Hong Kong Police and the Gov-
9 ernment of the Hong Kong Special Administrative
10 Region has adequately addressed those concerns.

11 (d) DEFINITIONS.—In this section:

12 (1) APPROPRIATE CONGRESSIONAL COMMIT-
13 TEES.—The term “appropriate congressional com-
14 mittees” means—

15 (A) the Committee on Foreign Affairs of
16 the House of Representatives;

17 (B) the Committee on Foreign Relations of
18 the Senate; and

19 (C) the Committee on Banking, Housing,
20 and Urban Affairs of the Senate.

21 (2) COVERED DEFENSE ARTICLES AND SERV-
22 ICES.—The term “covered defense articles and serv-
23 ices” means defense articles and defense services
24 designated by the President under section 38(a)(1)

1 of the Arms Export Control Act (22 U.S.C.
2 2778(a)(1)).

3 (3) COVERED MUNITIONS ITEMS.—The term
4 “covered munitions items” means—

5 (A) items controlled under section 742.7 of
6 part 742 of subtitle B of title 15, Code of Fed-
7 eral Regulations (relating to crime control and
8 detection instruments and equipment and re-
9 lated technology and software); and

10 (B) items listed under the “600 series” of
11 the Commerce Control List contained in Sup-
12 plement No. 1 to part 774 of subtitle B of title
13 15, Code of Federal Regulations.

14 (4) HONG KONG.—The term “Hong Kong” has
15 the meaning given such term in section 3 of the
16 United States-Hong Kong Policy Act of 1992 (22
17 U.S.C. 5702).

18 (5) HONG KONG POLICE.—The term “Hong
19 Kong Police” means—

20 (A) the Hong Kong Police Force; and

21 (B) the Hong Kong Auxiliary Police Force.

