

AMENDMENT TO RULES COMM. PRINT 119-33
OFFERED BY MRS. KIM OF CALIFORNIA

At the end of subtitle A of title XVII, insert the following:

1 **SEC. 17 ____ . AUKUS REFORM FOR MILITARY OPTIMIZATION**
2 **AND REVIEW.**

3 (a) SENSE OF CONGRESS.—It is the sense of Con-
4 gress that the President should work with the govern-
5 ments of the United Kingdom and Australia to formulate
6 policy that would address matters of extraterritoriality,
7 which may present inefficiencies in defense repair, mainte-
8 nance, and sustainment among Australia, the United
9 Kingdom, and the United States for defense articles and
10 services not on the excluded technology list.

11 (b) MODIFICATION OF PROVISIONS RELATING TO
12 DEFENSE TRADE AND COOPERATION AMONG AUSTRALIA,
13 THE UNITED KINGDOM, AND THE UNITED STATES.—

14 (1) EXPANSION OF EXPEDITED REVIEW OF EX-
15 PORT LICENSES.—

16 (A) IN GENERAL.—Section 1344(c) of the
17 National Defense Authorization Act for Fiscal
18 Year 2024 (22 U.S.C. 10423(c)) is amended—

1 (i) by striking “classified and unclas-
2 sified items, and the process” and insert-
3 ing “classified and unclassified items, and
4 apply to all exports and transfers (includ-
5 ing reexports, retransfers, temporary im-
6 ports, and brokering activities), wholly with-
7 in or between the geographic territory of
8 Australia, Canada, the United Kingdom, or
9 the United States, and the process”; and

10 (ii) in paragraph (1), by striking
11 “Any licensing application to export de-
12 fense articles and services” and inserting
13 “Any licensing application to transfer, ex-
14 port, reexport, retransfer, temporarily im-
15 port, or broker defense articles and serv-
16 ices wholly within or between the geo-
17 graphic territory of Australia, Canada, the
18 United Kingdom, or the United States”.

19 (B) REPORT.—

20 (i) IN GENERAL.—Not later than 180
21 days after the date of the enactment of
22 this Act, and annually thereafter for 15
23 years, the President shall submit to the
24 Chair and Ranking Members of the appro-
25 priate congressional committees, the

1 Speaker of the House of Representatives,
2 and the Majority Leader of the Senate a
3 report with respect to the use of the expedited review process established by section
4 1344 of the National Defense Authoriza-
5 tion Act for Fiscal Year 2024 (22 U.S.C.
6 10423), that includes the following:
7

8 (I) An update on the progress
9 made toward implementing such expedited review process.
10

11 (II) The number of licenses
12 issued.

13 (III) A list of each principal ap-
14 plicant issued a license.

15 (IV) A list of defense articles and
16 services for which a license was
17 issued.

18 (ii) APPROPRIATE CONGRESSIONAL
19 COMMITTEES DEFINED.—In this subpara-
20 graph, the term “appropriate congressional
21 committees” means the Committee on For-
22 eign Affairs of the House of Representa-
23 tives and the Committee on Foreign Rela-
24 tions of the Senate.

1 (2) CLARIFICATION OF CONGRESSIONAL NOTI-
2 FICATION REQUIREMENT.—Section 38(l)(2) of the
3 Arms Export Control Act (22 U.S.C. 2778(l)(2)) is
4 amended by striking “the United States, the United
5 Kingdom, and Australia.” and inserting “the United
6 States, the United Kingdom, and Australia. The
7 congressional notification requirements of sub-
8 sections (c) and (d) of section 36 shall not apply
9 with respect to the export or transfer of defense arti-
10 cles or defense services subject to the exemption de-
11 scribed in this paragraph.”

12 (3) REQUIREMENT TO REVIEW EXCLUDED
13 TECHNOLOGIES LIST.—

14 (A) IN GENERAL.—The Secretary of State,
15 in consultation with the Secretary of Defense,
16 shall review, annually for the covered period,
17 and every 3 years thereafter, Supplement No. 2
18 to part 126 of the International Traffic in
19 Arms Regulations (parts 120-130 of title 22,
20 Code of Federal Regulations)(commonly known
21 at the “Excluded Technologies List”) to ensure
22 inclusion of only those items required by stat-
23 ute, or otherwise determined by such Secre-
24 taries, to require continued licensing review for
25 national security reasons.

1 (B) COVERED PERIOD DEFINED.—In this
2 paragraph, the term “covered period” means
3 the 5-year period beginning 180 days after the
4 date of the enactment of this Act.

