

**AMENDMENT TO RULES COMMITTEE PRINT 118-**

**36**

**OFFERED BY MR. MILLS OF FLORIDA**

At the end of subtitle G of title VIII, insert the following new section:

1 **SEC. 8\_\_\_. REPORT ON SMALL PURCHASES OF CRITICAL**  
2 **MINERALS AND MAGNETS.**

3 (a) IN GENERAL.—Not later than 180 days after the  
4 enactment of this section, the Director of the Defense  
5 Contract Management Agency shall submit to the congress-  
6 sional defense committees a report detailing the dollar  
7 amount of covered materials manufactured in China and  
8 Russia and acquired by the Department of Defense  
9 through contracts valued at or below the simplified acqui-  
10 sition threshold during the period beginning on January  
11 1, 2020, and ending on the date of the submission of such  
12 report to the congressional defense committees.

13 (b) CONTENTS.—The report required by subsection  
14 (a) shall include—

15 (1) the total value of contracts under which  
16 covered materials were acquired by the Department  
17 of Defense during the period covered by the report;

1           (2) the total value of contracts under which  
2 covered materials manufactured in China or Russia  
3 were acquired by the Department of Defense during  
4 the period covered by the report;

5           (3) the total value of contracts under which  
6 covered materials were acquired by the Department  
7 of Defense during the period covered by the report  
8 for which the Director could not determine whether  
9 the covered materials were manufactured in China  
10 or Russia;

11           (4) for each covered material, the value of the  
12 covered material acquired by the Department of De-  
13 fense during the period covered by the report that  
14 was manufactured in China or Russia; and

15           (5) any recommendations from the Director for  
16 improving the ability of the Department of Defense  
17 to track the manufacturer of covered materials.

18       (c) ACQUISITIONS BY THE DEFENSE LOGISTICS  
19 AGENCY.—Each value described in subsection (b) con-  
20 tained in the report required by subsection (a) shall be  
21 disaggregated by acquisitions made by the Defense Logis-  
22 tics Agency and acquisitions made by other elements of  
23 the Department of Defense.

24       (d) RULE OF CONSTRUCTION.—For the purposes of  
25 this section, the Director shall regard “manufacturing” as

1 being the main value-add step in the supply chain in which  
2 raw minerals are initially combined into a metallic,  
3 alloyed, or magnetic form and shall not count late-stage  
4 cutting and finishing processes or distribution as the critical  
5 manufacturing step.

6 (e) COVERED MATERIAL DEFINED.—In this section,  
7 the term “covered material” means—

- 8 (1) samarium-cobalt magnets;
- 9 (2) neodymium-iron-boron magnets;
- 10 (3) tungsten metal powder;
- 11 (4) tungsten heavy alloy;
- 12 (5) tantalum metals and alloys;
- 13 (6) aluminum-nickel-cobalt magnets; or
- 14 (7) any other metals listed in section 4863(1) of  
15 title 10, United States Code.

