

AMENDMENT TO RULES COMMITTEE PRINT 119–**8****OFFERED BY MR. MOOLENAAR OF MICHIGAN**

At the appropriate place in subtitle D of title VIII,
insert the following:

1 **SEC. 8____. ASSESSMENT OF CRITICAL INFRASTRUCTURE**
2 **OWNED BY THE DEPARTMENT OF DEFENSE**
3 **DEPENDENT ON FOREIGN MATERIALS OR**
4 **COMPONENTS.**

5 (a) **PRIORITIZED LIST OF HIGH-RISK SYSTEMS.—**
6 Not later than 270 days after the date of the enactment
7 of this Act, the Secretary of Defense shall—

8 (1) develop and maintain a classified and
9 prioritized list of high-risk critical infrastructure
10 owned by the Department of Defense that rely on
11 materials or components the origin of which is a for-
12 eign country of concern; and

13 (2) conduct a risk assessment of the materials
14 or components included in the list under paragraph
15 (1).

16 (b) **CRITICAL INFRASTRUCTURE VULNERABILITY**
17 **ANALYSIS AND ASSESSMENT.—**The risk assessment under
18 subsection (a) shall include—

1 (1) an evaluation of the dependence of high-risk
2 critical infrastructure owned by the Department of
3 Defense that on materials or components the origin
4 of which is a foreign country of concern;

5 (2) an evaluation of vulnerability to supply
6 chain disruption during a national emergency to
7 high-risk critical infrastructure owned by the De-
8 partment of Defense, including industrial control
9 systems;

10 (3) an assessment of the resilience and capacity
11 of high-risk critical infrastructure owned by the De-
12 partment of Defense to support mission-critical op-
13 erations and readiness during a national emergency;

14 (4) an identification of the location of design,
15 manufacturing, and packaging facilities for materials
16 or components described in subsection (a)(1); and

17 (5) an assessment of the manufacturing capac-
18 ity of the United States to replace materials or com-
19 ponents described in subsection (a)(1), including—

20 (A) gaps in domestic manufacturing capa-
21 bilities, including nonexistent, extinct, threat-
22 ened, and single point-of-failure capabilities;

23 (B) supply chains with single points of fail-
24 ure and limited resiliency; and

1 (C) economic factors, including global com-
2 petition, threaten the viability of domestic man-
3 ufacturers.

4 (c) BRIEFING REQUIRED.—Not later than 120 days
5 after date of completion of the risk assessment required
6 by subsection (a), and biennially thereafter, the Secretary
7 of Defense shall provide to the congressional defense com-
8 mittees a classified briefing that includes—

9 (1) findings on the traceability and provenance
10 of materials or components described in subsection
11 (a)(1);

12 (2) strategies to strengthen the resilience and
13 readiness of critical infrastructure owned by the De-
14 partment of Defense; and

15 (3) recommendations for critical infrastructure
16 supply chain resilience and manufacturing activities,
17 including—

18 (A) modifications to procurement policies
19 to reduce reliance on high-risk supply chains;
20 and

21 (B) other matters the Secretary deems ap-
22 propriate.

23 (d) DEFINITIONS.—In this section:

24 (1) The term “critical infrastructure” means
25 any system or asset so vital to the United States

1 that the degradation or destruction of such system
2 or asset would have a debilitating impact on national
3 security, including economic security and public
4 health or safety.

5 (2) The term “foreign country of concern”
6 means the People’s Republic of China, the Demo-
7 cratic People’s Republic of Korea, the Russian Fed-
8 eration, the Islamic Republic of Iran, or any other
9 country determined to be a country of concern by
10 the Secretary of State.

