AMENDMENT TO RULES COMMITTEE PRINT 115-23

OFFERED BY MR. PITTENGER OF NORTH CAROLINA

At the end of subtitle D of title VIII, add the following new section:

SEC. 870A. PROHIBITION ON CONTRACTING WITH CERTAIN TELECOMMUNICATIONS PROVIDERS.

(a) LIST OF COVERED CONTRACTORS.—Not later than 30 days after the date of the enactment of this Act, the Director of National Intelligence shall develop a list of covered contractors, to be updated as frequently as the Director determines appropriate, and shall make such list available to the Secretary of Defense.

(b) PROHIBITION ON CONTRACTS.—The Secretary of Defense may not enter into a contract with a covered contractor on the list described under subsection (a).

(c) REMOVAL FROM LIST.—To be removed from the list described in subsection (a), a covered contractor may submit a request to the Director in such manner as the Director determines appropriate. Upon certification of the request, the Director shall remove the covered contractor from the list.
(d) WAIVER.—The President may waive the requirements of subsection (b) if the President determines that the waiver is justified for national security reasons.

(e) COVERED CONTRACTOR DEFINED.—The term “covered contractor” means a provider of telecommunications or telecommunications equipment that has been found by the Director to have knowingly assisted or facilitated a cyber attack carried out by or on behalf of the government of the Democratic People’s Republic of Korea or persons associated with such government.

(f) EFFECTIVE DATE.—This section shall apply with respect to contracts of a covered contractor entered into on or after the date of the enactment of this Act.