

**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:

1 **SEC. 870A. PROHIBITION ON CONTRACTING WITH CERTAIN**  
2 **TELECOMMUNICATIONS PROVIDERS.**

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

9 (b) **PROHIBITION ON CONTRACTS.**—The Secretary of  
10 Defense may not enter into a contract with a covered con-  
11 tractor on the list described under subsection (a).

12 (c) **REMOVAL FROM LIST.**—To be removed from the  
13 list described in subsection (a), a covered contractor may  
14 submit a request to the Director in such manner as the  
15 Director determines appropriate. Upon certification of the  
16 request, the Director shall remove the covered contractor  
17 from the list.

1 (d) WAIVER.—The President may waive the require-  
2 ments of subsection (b) if the President determines that  
3 the waiver is justified for national security reasons.

4 (e) COVERED CONTRACTOR DEFINED.—The term  
5 “covered contractor” means a provider of telecommuni-  
6 cations or telecommunications equipment that has been  
7 found by the Director to have knowingly assisted or facili-  
8 tated a cyber attack carried out by or on behalf of the  
9 government of the Democratic People’s Republic of Korea  
10 or persons associated with such government.

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

