

**AMENDMENT TO RULES COMMITTEE PRINT 119–**

**8**

**OFFERED BY MR. AUSTIN SCOTT OF GEORGIA**

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

1 **SEC. 8\_\_\_\_. PROHIBITION ON PROCUREMENT OF CERTAIN**  
2 **ORGANIC LIGHT EMITTING DIODE DISPLAY**  
3 **TECHNOLOGIES.**

4 Chapter 363 of title 10, United States Code, as  
5 amended by section 863 of this Act, is further amended  
6 by adding at the end the following new section:

7 **“§ 4667. Prohibition on procurement of certain or-**  
8 **ganic light emitting diode display tech-**  
9 **nologies**

10 “(a) IN GENERAL.—Effective June 30, 2027, the  
11 Secretary of Defense may not enter into, renew, or extend  
12 a contract or other agreement for the procurement of—

13 “(1) OLED display technologies that are fab-  
14 ricated in a foreign adversary, by a foreign adver-  
15 sary entity, or by a covered OLED display tech-  
16 nologies company; or

17 “(2) goods or services that include any OLED  
18 display technologies that are fabricated in a foreign

1       adversary, by a foreign adversary entity, or by a cov-  
2       ered OLED display technologies company.

3       “(b) WAIVER.—(1) The Secretary of Defense may  
4       waive the prohibition under subsection (a) if Secretary de-  
5       termines that goods or services that include OLED display  
6       technology that conforms to the requirements of this sec-  
7       tion are not available in the quality and quantity required.

8       “(2) The Secretary of Defense shall submit to Con-  
9       gress a report describing waivers granted in accordance  
10      with this subsection not later than February 15 of the cal-  
11      endar year following the year the waiver was granted.  
12      Such report shall include a description of the product or  
13      service subject to the waiver, and a brief summary of the  
14      rationale for each wavier.

15      “(c) DEFINITIONS.—In this section:

16           “(1) The term ‘covered OLED display tech-  
17      nologies company’ means—

18                   “(A) any entity, or a subsidiary, affiliate,  
19                   or licensee of such entity that produces, devel-  
20                   ops, or provides OLED display technologies and  
21                   that is—

22                           “(i) included on the Consolidated  
23                           Screening List maintained by the Inter-  
24                           national Trade Administration of the De-  
25                           partment of Commerce; or

1 “(ii) identified in the list of Chinese  
2 military companies operating in the United  
3 States published in the Federal Register by  
4 the Department of Defense pursuant to  
5 section 1260H of the William H. (Mac)  
6 Thornberry National Defense Authoriza-  
7 tion Act for Fiscal Year 2021 (10 U.S.C.  
8 113 note); or

9 “(B) an entity that produces, develops, or  
10 provides OLED display technologies and that is  
11 subject to unmitigated foreign ownership, con-  
12 trol, or influence by a covered foreign country,  
13 as determined by the Secretary of Defense in  
14 accordance with the National Industrial Secu-  
15 rity Program (or any successor to such pro-  
16 gram).

17 “(2) The term ‘fabricate’—

18 “(A) means the process of manufacturing  
19 display technologies through techniques includ-  
20 ing material deposition, lithography, etching,  
21 and encapsulation, or flexible substrates or sil-  
22 icon wafers to enable image generation; and

23 “(B) does not include the final assembly  
24 and integration of individual display cells cut  
25 from large substrates into complete display

1 modules for integration into set products, where  
2 such assembly and integration focuses primarily  
3 on tasks such as integrated circuit bondings,  
4 flexible printed circuit attachment, touch sensor  
5 integration, and cover glass lamination (known  
6 as the ‘module process’).

7 “(3) The term ‘foreign adversary’ means a  
8 country specified in section 4872(f) of title 10,  
9 United States Code.

10 “(4) The term ‘foreign adversary entity’  
11 means—

12 “(A) a foreign adversary;

13 “(B) a person domiciled in, headquartered  
14 in, that maintains a principal place of business  
15 in, or is organized under the laws of a foreign  
16 adversary; and

17 “(C) a person owned, directed, or con-  
18 trolled by an entity described in subparagraph  
19 (A) or (B).

20 “(5) The term ‘OLED display technologies’  
21 means an electronic visual output device that ren-  
22 ders images, text, or video by modulating light emis-  
23 sions through technologies (such as organic light  
24 emitting diodes or microdot arrays) and is composed  
25 of an active matrix (including thin-film transistors)

1 or passive matrix that controls pixel operation, light  
2 emission or modulation layer, driver electronics to  
3 convert input signals into pixel control instructions,  
4 and interface mechanisms that may include  
5 touchscreen layers, refresh rate controllers, or color  
6 calibration.”.

