

**AMENDMENT TO RULES COMMITTEE PRINT 117-**

**13**

**OFFERED BY MRS. WAGNER OF MISSOURI**

Add at the end of subtitle A of title VIII the following:

1 **SEC. 8 \_\_\_\_\_ PROHIBITION ON PROCUREMENT OF CER-**  
2 **TAIN PRODUCTS FROM A COVERED FOREIGN**  
3 **ENTITY, INCLUDING PRODUCTS INTENDED**  
4 **TO BE INCLUDED IN THE STRATEGIC NA-**  
5 **TIONAL STOCKPILE.**

6 (a) PROHIBITION ON USE OF FEDERAL FUNDS FOR  
7 FOREIGN PROCUREMENT.—No funds authorized in this  
8 Act may be used to procure by contract, subcontract,  
9 grant, cooperative agreement, or otherwise any product  
10 sourced, manufactured, or assembled in whole or in part  
11 by a covered foreign entity that poses a supply chain risk  
12 to the national security of the United States, including  
13 products identified in the report required under subsection  
14 (b).

15 (b) REPORT.—

16 (1) IN GENERAL.—Not later than 60 days after  
17 the date of the enactment of this Act, the Secretary  
18 of Defense shall submit to the appropriate congres-

1 sional committees a report concerning supply chain  
2 risks and vulnerabilities posed by a covered foreign  
3 entity to the national security of the United States,  
4 and methods to mitigate such risks and  
5 vulnerabilities.

6 (2) MATTERS INCLUDED.—The report required  
7 under paragraph (1) shall include information relat-  
8 ing to such business sectors:

9 (A) Rare earth material.

10 (B) Cybersecurity.

11 (C) Information security.

12 (D) Defense industries.

13 (E) Communication technology, including  
14 fifth generation technology.

15 (c) WAIVER.—The President may waive the prohibi-  
16 tions under this section with respect to a product if the  
17 President determines and reports to the appropriate con-  
18 gressional committees that such waiver is in the national  
19 security interests of the United States.

20 (d) DEFINITIONS.—In this section:

21 (1) APPROPRIATE CONGRESSIONAL COMMIT-  
22 TEES.—The term “appropriate congressional com-  
23 mittees” means—

24 (A) the Committee on Foreign Affairs, the  
25 Committee on Energy and Commerce, the Com-

1           committee on Homeland Security, the Committee  
2           on Armed Services, the Committee on Veterans'  
3           Affairs, and the Committee on Ways and Means  
4           of the House of Representatives; and

5                   (B) the Committee on Foreign Relations,  
6           the Committee on Health, Education, Labor,  
7           and Pensions, the Committee on Homeland Se-  
8           curity and Governmental Affairs, the Com-  
9           mittee on Armed Services, and the Committee  
10          on Veterans' Affairs of the Senate.

11          (2) COVERED FOREIGN ENTITY.—The term  
12          “covered foreign entity” means any entity domiciled  
13          in China or subject to influence or control by China  
14          or the Communist Party of China, as determined by  
15          the Secretary of State.

