

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 3935
OFFERED BY MR. ROUZER OF NORTH CAROLINA**

Page 742, after line 13, insert the following:

1 **SEC. 834. PROHIBITION ON PROCUREMENT OF FOREIGN-**
2 **MADE UNMANNED AIRCRAFT SYSTEMS.**

3 (a) IN GENERAL.—The Secretary of Transportation
4 is prohibited from entering into a contract or awarding
5 a grant for the procurement of a small unmanned aircraft
6 system manufactured or assembled by a covered foreign
7 entity.

8 (b) EXEMPTION.—The Secretary is exempt from any
9 restrictions under subsection (a) if the procurement is for
10 the purposes of—

11 (1) counter-UAS testing, analysis, or training;

12 or

13 (2) aviation safety testing.

14 (c) WAIVER.—The Secretary of Transportation (or
15 the Secretary's designee) may waive any restrictions under
16 subsection (a) on a case by case basis by certifying in writ-
17 ing not later than 15 days after exercising such waiver
18 to the Committee on Commerce, Science, and Transpor-
19 tation of the Senate and the Committee on Transportation

1 and Infrastructure of the House of Representatives that
2 the procurement is required in the national interest of the
3 United States.

4 (d) EFFECTIVE DATES.—

5 (1) IN GENERAL.—Beginning on the date of en-
6 actment of this Act, the Secretary may not award a
7 new grant for the procurement of an unmanned air-
8 craft system manufactured by a covered foreign enti-
9 ty.

10 (2) EXISTING GRANT.—This section shall not
11 apply to grants awarded before the date of enact-
12 ment of this Act.

13 (e) DEFINITIONS.—In this section:

14 (1) COVERED FOREIGN ENTITY.—The term
15 “covered foreign entity” means an entity—

16 (A) included on the Consolidated Screening
17 List or Entity List as designated by the Sec-
18 retary of Commerce;

19 (B) domiciled in the People’s Republic of
20 China or the Russian Federation;

21 (C) subject to influence or control by the
22 government of the People’s Republic of China
23 or by the Russian Federation; or

1 (D) that is a subsidiary or affiliate of an
2 entity described in subparagraphs (A) through
3 (C).

4 (2) SMALL UNMANNED AIRCRAFT; UNMANNED
5 AIRCRAFT; UNMANNED AIRCRAFT SYSTEM.—The
6 terms “small unmanned aircraft”, “unmanned air-
7 craft”, and “unmanned aircraft system” have the
8 meanings given such terms in section 44801 of title
9 49, United States Code.

