

Blumenthal_5



AMENDMENT NO. _____ Calendar No. _____

Purpose: To modify a prohibition on the operation or procurement of foreign-made unmanned aircraft systems.

IN THE SENATE OF THE UNITED STATES—117th Cong., 2d Sess.

S. 4802

To authorize appropriations for the Coast Guard, and for other purposes.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. BLUMENTHAL (for himself and Mrs. BLACKBURN)

Viz:

1 At the appropriate place, insert the following:

2 **SEC. ____ . MODIFICATION OF PROHIBITION ON OPERATION**
 3 **OR PROCUREMENT OF FOREIGN-MADE UN-**
 4 **MANNED AIRCRAFT SYSTEMS.**

5 Section 8414 of the of the William M. (Mac) Thorn-
 6 berry National Defense Authorization Act for Fiscal Year
 7 2021 (Public Law 116–283; 14 U.S.C. 1156 note) is
 8 amended—

9 (1) by amending subsection (b) to read as fol-
 10 lows:

1 “(b) EXEMPTION.—The Commandant is exempt from
2 the restriction under subsection (a) if the operation or pro-
3 curement is for the purposes of—

4 “(1) counter-UAS system surrogate testing and
5 training; or

6 “(2) intelligence, electronic warfare, and infor-
7 mation warfare operations, testing, analysis, and
8 training.”;

9 (2) by amending subsection (c) to read as fol-
10 lows:

11 “(c) WAIVER.—The Commandant may waive the re-
12 striction under subsection (a) on a case by case basis by
13 certifying in writing not later than 15 days after exer-
14 cising such waiver to the Department of Homeland Secu-
15 rity, the Committee on Commerce, Science, and Transpor-
16 tation of the Senate, and the Committee on Transpor-
17 tation and Infrastructure of the House of Representatives
18 that the operation or procurement of a covered unmanned
19 aircraft system is required in the national interest of the
20 United States.”;

21 (3) in subsection (d)—

22 (A) by amending paragraph (1) to read as
23 follows:

24 “(1) COVERED FOREIGN COUNTRY.—The term
25 ‘covered foreign country’ means any of the following:

1 “(A) The People’s Republic of China.

2 “(B) The Russian Federation.

3 “(C) The Islamic Republic of Iran.

4 “(D) The Democratic People’s Republic of
5 Korea.”; and

6 (B) by redesignating paragraphs (2) and
7 (3) as paragraphs (3) and (4), respectively;

8 (C) by inserting after paragraph (1) the
9 following:

10 “(2) COVERED UNMANNED AIRCRAFT SYS-
11 TEM.—The term ‘covered unmanned aircraft system’
12 means—

13 “(A) an unmanned aircraft system de-
14 scribed in paragraph (1) of subsection (a); and

15 “(B) a system described in paragraph (2)
16 of that subsection.”; and

17 (D) in paragraph (4), as redesignated, by
18 inserting “, and any related services and equip-
19 ment” after “United States Code”; and

20 (4) by adding at the end the following:

21 “(e) AUTHORIZATION OF APPROPRIATIONS.—

22 “(1) IN GENERAL.—There is authorized to be
23 appropriated to the Commandant \$2,700,000 to re-
24 place covered unmanned aircraft systems.

1 “(2) REPLACEMENT.—Not later than 90 days
2 after the date of the enactment of this Act, the
3 Commandant shall replace covered unmanned air-
4 craft systems of the Coast Guard with unmanned
5 aircraft systems manufactured in the United States
6 or an allied country (as that term is defined in sec-
7 tion 2350f(d)(1) of title 10, United States Code).”.