

Suspend the Rules and Pass the Bill, H. R. 3470, With Amendments

(The amendments strike all after the enacting clause and insert a new text and a new title)

113TH CONGRESS
1ST SESSION

H. R. 3470

To provide for the transfer of naval vessels to certain foreign countries,
and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 13, 2013

Mr. ROYCE (for himself and Mr. ENGEL) introduced the following bill; which
was referred to the Committee on Foreign Affairs

A BILL

To provide for the transfer of naval vessels to certain foreign
countries, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE AND TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Taiwan Relations Act Affirmation and Naval Vessel
6 Transfer Act of 2014”.

7 (b) TABLE OF CONTENTS.—The table of contents for
8 this Act is as follows:

Sec. 1. Short title and table of contents.

TITLE I—AFFIRMATION OF IMPORTANCE OF TAIWAN RELATIONS ACT AND TRANSFER OF NAVAL VESSELS TO TAIWAN

Sec. 101. Statement of policy relating to Taiwan Relations Act.

Sec. 102. Transfer of naval vessels to Taiwan.

TITLE II—TRANSFER OF NAVAL VESSELS TO CERTAIN OTHER FOREIGN RECIPIENTS

Sec. 201. Findings.

Sec. 202. Transfer of naval vessels to certain other foreign recipients.

TITLE III—ARMS EXPORT CONTROL ACT AMENDMENTS

Sec. 301. Increase in congressional notification thresholds.

Sec. 302. Licensing of certain commerce-controlled items.

Sec. 303. Amendments relating to removal of major defense equipment from United States Munitions List.

Sec. 304. Amendment to definition of “security assistance” under the Foreign Assistance Act of 1961.

Sec. 305. Amendments to definitions of “defense article” and “defense service” under the Arms Export Control Act.

Sec. 306. Technical amendments.

TITLE IV—APPLICATION OF CERTAIN PROVISIONS OF EXPORT ADMINISTRATION

Sec. 401. Application of certain provisions of Export Administration Act of 1979.

1 **TITLE I—AFFIRMATION OF IM-**
2 **PORTANCE OF TAIWAN RELA-**
3 **TIONS ACT AND TRANSFER**
4 **OF NAVAL VESSELS TO TAI-**
5 **WAN**

6 **SEC. 101. STATEMENT OF POLICY RELATING TO TAIWAN**
7 **RELATIONS ACT.**

8 (a) FINDINGS.—Congress finds the following:

9 (1) The Taiwan Relations Act has been instru-
10 mental in maintaining peace, security, and stability
11 in the Western Pacific since its enactment in 1979,

1 and it is in the political, security, and economic in-
2 terests of the United States.

3 (2) The Taiwan Relations Act affirmed that the
4 United States' decision to establish a diplomatic re-
5 lationship with the People's Republic of China was
6 based on the expectation that the future of Taiwan
7 would be determined by peaceful means.

8 (3) The Taiwan Relations Act also states that
9 "it is the policy of the United States to provide Tai-
10 wan with arms of a defensive character and to main-
11 tain the capacity of the United States to resist any
12 resort to force or other forms of coercion that would
13 jeopardize the security, or the social or economic
14 system, of the people on Taiwan".

15 (4) The Taiwan Relations Act also states that
16 "it is the policy of the United States to preserve and
17 promote extensive, close, and friendly commercial,
18 cultural, and other relations between the people of
19 the United States and the people on Taiwan, as well
20 as the people on the China mainland and all other
21 peoples of the Western Pacific area".

22 (5) The relationship between the United States
23 and Taiwan has been strengthened with—

24 (A) Taiwan's evolution into a free society
25 and a full-fledged, multi-party democracy;

1 (B) the development of Taiwan's robust
2 market economy;

3 (C) Taiwan's collaboration with the United
4 States to combat terrorism, as demonstrated in
5 part by its participation in the Container Secu-
6 rity Initiative; and

7 (D) the role Taiwan has played in address-
8 ing transnational and global challenges, includ-
9 ing its active engagement in humanitarian relief
10 measures, public health endeavors, environ-
11 mental protection initiatives, and financial mar-
12 ket stabilization efforts.

13 (6) The United States is the third largest trad-
14 ing partner and the largest investor in Taiwan, while
15 Taiwan is the twelfth largest trading partner of the
16 United States and the eighth largest United States
17 agricultural market.

18 (7) Taiwan's democracy has deepened with the
19 second peaceful transfer of power from one political
20 party to another after the presidential election in
21 March 2008.

22 (8) The United States and Taiwan are united
23 in our shared values in free elections, personal lib-
24 erty, and free enterprise.

25 (b) STATEMENT OF POLICY.—Congress—

1 (1) reaffirms its unwavering commitment to the
2 Taiwan Relations Act as the cornerstone of relations
3 between the United States and Taiwan;

4 (2) reaffirms its support for Taiwan's demo-
5 cratic institutions;

6 (3) reaffirms that peace in the Taiwan Strait
7 should be maintained to the benefit of the Asia-Pa-
8 cific region;

9 (4) supports the United States commitment to
10 Taiwan's security in accord with the Taiwan Rela-
11 tions Act, including Taiwan's procurement of sophis-
12 ticated weapons of a defensive character, such as F-
13 16 C/Ds aircraft and diesel electric submarines;

14 (5) reaffirms its commitment to deepen United
15 States-Taiwan trade and investment relations as well
16 as support for Taiwan's inclusion in bilateral and re-
17 gional trade agreements at the appropriate time and
18 under the right conditions in which outstanding
19 issues affecting United States exports are being ad-
20 dressed; and

21 (6) supports the strong and deepening relation-
22 ship between the United States and Taiwan.

23 **SEC. 102. TRANSFER OF NAVAL VESSELS TO TAIWAN.**

24 (a) **TRANSFER BY SALE.**—The President is author-
25 ized to transfer the OLIVER HAZARD PERRY class

1 guided missile frigates USS TAYLOR (FFG-50), USS
2 GARY (FFG-51), USS CARR (FFG-52), and USS
3 ELROD (FFG-55) to the Taipei Economic and Cultural
4 Representative Office of the United States (which is the
5 Taiwan instrumentality designated pursuant to section
6 10(a) of the Taiwan Relations Act (22 U.S.C. 3309(a)))
7 on a sale basis under section 21 of the Arms Export Con-
8 trol Act (22 U.S.C. 2761).

9 (b) COSTS OF TRANSFERS.—Any expense incurred by
10 the United States in connection with a transfer authorized
11 by this section shall be charged to the recipient notwith-
12 standing section 516(e) of the Foreign Assistance Act of
13 1961 (22 U.S.C. 2321j(e)).

14 (c) REPAIR AND REFURBISHMENT IN UNITED
15 STATES SHIPYARDS.—To the maximum extent prac-
16 ticable, the President shall require, as a condition of the
17 transfer of a vessel under this section, that the recipient
18 to which the vessel is transferred have such repair or re-
19 furbishment of the vessel as is needed, before the vessel
20 joins the naval forces of that recipient, performed at a
21 shipyard located in the United States, including a United
22 States Navy shipyard.

23 (d) EXPIRATION OF AUTHORITY.—The authority to
24 transfer a vessel under this section shall expire at the end

1 of the 3-year period beginning on the date of the enact-
2 ment of this section.

3 **TITLE II—TRANSFER OF NAVAL**
4 **VESSELS TO CERTAIN OTHER**
5 **FOREIGN RECIPIENTS**

6 **SEC. 201. FINDINGS.**

7 (a) RELATING TO MEXICO.—Congress finds the fol-
8 lowing:

9 (1) The partnership between the United States
10 and Mexico helps the economic and national security
11 of both countries, including in the area of energy.

12 (2) The United States and Mexico share a com-
13 mon goal of reducing the flow of narcotics and the
14 influence of transnational gangs in the Hemisphere.

15 (3) The partnership between the United States
16 and Mexico helps the economic competitiveness and
17 national security of both countries.

18 (4) The economies of the United States and
19 Mexico are increasingly interdependent, with bilat-
20 eral foreign direct investment increasing more than
21 six-fold over the past two decades.

22 (5) In 2012 alone, bilateral trade in goods and
23 services between the United States and Mexico ex-
24 ceeded \$500,000,000,000.

1 (6) The transfer of naval vessels to Mexico au-
2 thorized under section 202 supports the moderniza-
3 tion efforts of the Mexican Navy.

4 (7) Such naval vessels are suitable to support
5 Mexico's offshore maritime surveillance, counter
6 trafficking, interdiction, and oil platform security.

7 (8) The transfer of such naval vessels will con-
8 tribute to United States interests in promoting in-
9 creased maritime awareness to support security and
10 protection of the people of the United States and the
11 people of Mexico.

12 (b) RELATING TO THAILAND.—Congress finds the
13 following:

14 (1) Thailand was the first treaty ally of the
15 United States in the Asia-Pacific region and remains
16 a steadfast friend of the United States.

17 (2) In December 2003, the United States des-
18 ignated Thailand as a major non-NATO ally, which
19 improved the security of both countries, particularly
20 by facilitating joint counterterrorism efforts.

21 (3) For more than 30 years, Thailand has been
22 the host country of Cobra Gold, the United States
23 Pacific Command's annual multinational military
24 training exercise, which is designed to ensure re-

1 regional peace and promote regional security coopera-
2 tion.

3 (4) The Royal Thai Navy has commanded Com-
4 bined Task Force 151 (CTF 151) of the Combined
5 Maritime Forces, a multi-national naval partnership
6 consisting of 30 nations operating in and around the
7 Gulf of Aden and off the eastern coast of Somalia.

8 (5) With the assistance of the Royal Thai
9 Navy's Counter Piracy Task Group, CTF 151 is
10 helping to expressly disrupt and suppress piracy,
11 protect all vessels in the region and secure their free
12 navigation.

13 (6) The Royal Thai Navy is also participating
14 in the multilateral Malacca Straits patrols with
15 other regional partners to promote maritime safety
16 and security.

17 (7) The transfer of naval vessels to Thailand
18 authorized under section 202 will support enhanced
19 interoperability between the Royal Thai Navy and
20 United States Navy forces.

21 (8) The transfer of such naval vessels under-
22 scores the United States commitment to United
23 States-Thai relations and to peace and security in
24 the Asia-Pacific region.

1 **SEC. 202. TRANSFER OF NAVAL VESSELS TO CERTAIN**
2 **OTHER FOREIGN RECIPIENTS.**

3 (a) **TRANSFERS BY GRANT.**—The President is au-
4 thorized to transfer vessels to foreign countries on a grant
5 basis under section 516 of the Foreign Assistance Act of
6 1961 (22 U.S.C. 2321j), as follows:

7 (1) **MEXICO.**—To the Government of Mexico,
8 the OLIVER HAZARD PERRY class guided missile
9 frigates USS CURTS (FFG–38) and USS
10 MCCLUSKY (FFG–41).

11 (2) **THAILAND.**—To the Government of Thai-
12 land, the OLIVER HAZARD PERRY class guided
13 missile frigates USS RENTZ (FFG–46) and USS
14 VANDEGRIFT (FFG–48).

15 (b) **ALTERNATIVE TRANSFER AUTHORITY.**—Not-
16 withstanding the authority provided in subsection (a) to
17 transfer specific vessels to specific countries, the President
18 is authorized, subject to the same conditions that would
19 apply for such country under this section, to transfer any
20 vessel named in this section to any country named in this
21 section such that the total number of vessels transferred
22 to such country does not exceed the total number of ves-
23 sels authorized for transfer to such country by this sec-
24 tion.

25 (c) **GRANTS NOT COUNTED IN ANNUAL TOTAL OF**
26 **TRANSFERRED EXCESS DEFENSE ARTICLES.**—The value

1 of a vessel transferred to another country on a grant basis
2 pursuant to authority provided by subsection (a) or (b)
3 shall not be counted against the aggregate value of excess
4 defense articles transferred in any fiscal year under sec-
5 tion 516 of the Foreign Assistance Act of 1961 (22 U.S.C.
6 2321j).

7 (d) COSTS OF TRANSFERS.—Any expense incurred by
8 the United States in connection with a transfer authorized
9 by this section shall be charged to the recipient notwith-
10 standing section 516(e) of the Foreign Assistance Act of
11 1961 (22 U.S.C. 2321j(e)).

12 (e) REPAIR AND REFURBISHMENT IN UNITED
13 STATES SHIPYARDS.—To the maximum extent prac-
14 ticable, the President shall require, as a condition of the
15 transfer of a vessel under this section, that the recipient
16 to which the vessel is transferred have such repair or re-
17 furbishment of the vessel as is needed, before the vessel
18 joins the naval forces of that recipient, performed at a
19 shipyard located in the United States, including a United
20 States Navy shipyard.

21 (f) EXPIRATION OF AUTHORITY.—The authority to
22 transfer a vessel under this section shall expire at the end
23 of the 3-year period beginning on the date of the enact-
24 ment of this Act.

1 **TITLE III—ARMS EXPORT**
2 **CONTROL ACT AMENDMENTS**

3 **SEC. 301. INCREASE IN CONGRESSIONAL NOTIFICATION**
4 **THRESHOLDS.**

5 (a) FOREIGN MILITARY SALES.—

6 (1) IN GENERAL.—Section 36(b) of the Arms
7 Export Control Act (22 U.S.C. 2776(b)) is amend-
8 ed—

9 (A) in paragraph (1)—

10 (i) in the matter preceding subpara-
11 graph (A)—

12 (I) by striking “\$50,000,000”
13 and inserting “\$100,000,000”;

14 (II) by striking “\$200,000,000”
15 and inserting “\$300,000,000”; and

16 (III) by striking “\$14,000,000”
17 and inserting “\$25,000,000”; and

18 (ii) in the matter following subpara-
19 graph (P)—

20 (I) by inserting “of any defense
21 articles or defense services under this
22 Act for \$200,000,000 or more, any
23 design and construction services for
24 \$300,000,000 or more, or any major
25 defense equipment for \$75,000,000 or

1 more,” after “The letter of offer shall
2 not be issued, with respect to a pro-
3 posed sale”; and

4 (II) by inserting “of any defense
5 articles or services under this Act for
6 \$100,000,000 or more, any design
7 and construction services for
8 \$200,000,000 or more, or any major
9 defense equipment for \$50,000,000 or
10 more,” after “or with respect to a
11 proposed sale”; and

12 (B) in paragraph (6)—

13 (i) in subparagraph (A), by striking
14 “\$25,000,000” and inserting
15 “\$75,000,000”; and

16 (ii) in subparagraph (B), by striking
17 “\$100,000,000” and inserting
18 “\$200,000,000”.

19 (b) COMMERCIAL SALES.—Section 36(c) of the Arms
20 Export Control Act (22 U.S.C. 2776(c)) is amended—

21 (1) in paragraph (1)—

22 (A) by striking “\$14,000,000” and insert-
23 ing “\$25,000,000”; and

24 (B) by striking “\$50,000,000” and insert-
25 ing “\$100,000,000”; and

1 (2) in paragraph (5)—

2 (A) in subparagraph (A), by striking
3 “\$25,000,000” and inserting “\$75,000,000”;
4 and

5 (B) in subparagraph (B), by striking
6 “\$100,000,000” and inserting “\$200,000,000”.

7 **SEC. 302. LICENSING OF CERTAIN COMMERCE-CON-**
8 **TROLLED ITEMS.**

9 Section 38 of the Arms Export Control Act (22
10 U.S.C. 2778) is amended by adding at the end the fol-
11 lowing new subsection:

12 “(k) LICENSING OF CERTAIN COMMERCE-CON-
13 TROLLED ITEMS.—

14 “(1) IN GENERAL.—A license or other approval
15 from the Department of State granted in accordance
16 with this section may also authorize the export of
17 items subject to the Export Administration Regula-
18 tions if such items are to be used in or with defense
19 articles controlled on the United States Munitions
20 List.

21 “(2) OTHER REQUIREMENTS.—The following
22 requirements shall apply with respect to a license or
23 other approval to authorize the export of items sub-
24 ject to the Export Administration Regulations under
25 paragraph (1):

1 “(A) Separate approval from the Depart-
2 ment of Commerce shall not be required for
3 such items if such items are approved for ex-
4 port under a Department of State license or
5 other approval.

6 “(B) Such items subject to the Export Ad-
7 ministration Regulations that are exported pur-
8 suant to a Department of State license or other
9 approval would remain under the jurisdiction of
10 the Department of Commerce with respect to
11 any subsequent transactions.

12 “(C) The inclusion of the term ‘subject to
13 the EAR’ or any similar term on a Department
14 of State license or approval shall not affect the
15 jurisdiction with respect to such items.

16 “(3) DEFINITION.—In this subsection, the term
17 ‘Export Administration Regulations’ means—

18 “(A) the Export Administration Regula-
19 tions as maintained and amended under the au-
20 thority of the International Emergency Eco-
21 nomic Powers Act (50 U.S.C. 1701 et seq.); or

22 “(B) any successor regulations.”.

1 **SEC. 303. AMENDMENTS RELATING TO REMOVAL OF MAJOR**
2 **DEFENSE EQUIPMENT FROM UNITED STATES**
3 **MUNITIONS LIST.**

4 (a) REQUIREMENTS FOR REMOVAL OF MAJOR DE-
5 FENSE EQUIPMENT FROM UNITED STATES MUNITIONS
6 LIST.—Section 38(f) of the Arms Export Control Act (22
7 U.S.C. 2778(f)) is amended by adding at the end the fol-
8 lowing:

9 “(5)(A) Except as provided in subparagraph
10 (B), the President shall take such actions as may be
11 necessary to require that, at the time of export or
12 reexport of any major defense equipment listed on
13 the 600 series of the Commerce Control List con-
14 tained in Supplement No. 1 to part 774 of subtitle
15 B of title 15, Code of Federal Regulations, the
16 major defense equipment will not be subsequently
17 modified so as to transform such major defense
18 equipment into a defense article.

19 “(B) The President may authorize the trans-
20 formation of any major defense equipment described
21 in subparagraph (A) into a defense article if the
22 President—

23 “(i) determines that such transformation is
24 appropriate and in the national interests of the
25 United States; and

1 “(ii) provides notice of such transformation
2 to the chairman of the Committee on Foreign
3 Affairs of the House of Representatives and the
4 chairman of the Committee on Foreign Rela-
5 tions of the Senate consistent with the notifica-
6 tion requirements of section 36(b)(5)(A) of this
7 Act.

8 “(C) In this paragraph, the term ‘defense arti-
9 cle’ means an item designated by the President pur-
10 suant to subsection (a)(1).”.

11 (b) NOTIFICATION AND REPORTING REQUIREMENTS
12 FOR MAJOR DEFENSE EQUIPMENT REMOVED FROM
13 UNITED STATES MUNITIONS LIST.—Section 38(f) of the
14 Arms Export Control Act (22 U.S.C. 2778(f)), as amend-
15 ed by this section, is further amended by adding at the
16 end the following:

17 “(6) The President shall ensure that any major
18 defense equipment that is listed on the 600 series of
19 the Commerce Control List contained in Supplement
20 No. 1 to part 774 of subtitle B of title 15, Code of
21 Federal Regulations, shall continue to be subject to
22 the notification and reporting requirements of the
23 following provisions of law:

24 “(A) Section 516(f) of the Foreign Assist-
25 ance Act of 1961 (22 U.S.C. 2321j(f)).

1 “(B) Section 655 of the Foreign Assist-
2 ance Act of 1961 (22 U.S.C. 2415).

3 “(C) Section 3(d)(3)(A) of this Act.

4 “(D) Section 25 of this Act.

5 “(E) Section 36(b), (c), and (d) of this
6 Act.”.

7 **SEC. 304. AMENDMENT TO DEFINITION OF “SECURITY AS-**
8 **SISTANCE” UNDER THE FOREIGN ASSIST-**
9 **ANCE ACT OF 1961.**

10 Section 502B(d) of the Foreign Assistance Act of
11 1961 (22 U.S.C. 2304(d)) is amended—

12 (1) in paragraph (1), by striking “and” at the
13 end; and

14 (2) in paragraph (2)(C) to read as follows:

15 “(C) any license in effect with respect to
16 the export to or for the armed forces, police, in-
17 telligence, or other internal security forces of a
18 foreign country of—

19 “(i) defense articles or defense serv-
20 ices under section 38 of the Armed Export
21 Control Act; or

22 “(ii) items listed under the 600 series
23 of the Commerce Control List contained in
24 Supplement No. 1 to part 774 of subtitle

1 B of title 15, Code of Federal Regula-
2 tions;”.

3 **SEC. 305. AMENDMENTS TO DEFINITIONS OF “DEFENSE AR-**
4 **TICLE” AND “DEFENSE SERVICE” UNDER THE**
5 **ARMS EXPORT CONTROL ACT.**

6 Section 47 of the Arms Export Control Act (22
7 U.S.C. 2794) is amended—

8 (1) in the matter preceding subparagraph (A)
9 of paragraph (3), by striking “includes” and insert-
10 ing “means, with respect to a sale or transfer by the
11 United States under the authority of this Act or any
12 other foreign assistance or sales program of the
13 United States”; and

14 (2) in paragraph (4), by striking “includes”
15 and inserting “means, with respect to a sale or
16 transfer by the United States under the authority of
17 this Act or any other foreign assistance or sales pro-
18 gram of the United States,”.

19 **SEC. 306. TECHNICAL AMENDMENTS.**

20 (a) IN GENERAL.—The Arms Export Control Act (22
21 U.S.C. 2751 et seq.) is amended—

22 (1) in sections 3(a), 3(d)(1), 3(d)(3)(A), 3(e),
23 5(c), 6, 21(g), 36(a), 36(b)(1), 36(b)(5)(C),
24 36(c)(1), 36(f), 38(f)(1), 40(f)(1), 40(g)(2)(B),
25 101(b), and 102(a)(2), by striking “the Speaker of

1 the House of Representatives and” each place it ap-
2 pears and inserting “the Speaker of the House of
3 Representatives, the Committee on Foreign Affairs
4 of the House of Representatives, and”;

5 (2) in section 21(i)(1) by inserting after “the
6 Speaker of the House of Representatives” the fol-
7 lowing “, the Committees on Foreign Affairs and
8 Armed Services of the House of Representatives,”;

9 (3) in sections 25(e), 38(f)(2), 38(j)(3), and
10 38(j)(4)(B), by striking “International Relations”
11 each place it appears and inserting “Foreign Af-
12 fairs”;

13 (4) in sections 27(f) and 62(a), by inserting
14 after “the Speaker of the House of Representa-
15 tives,” each place it appears the following: “the
16 Committee on Foreign Affairs of the House of Rep-
17 resentatives,”; and

18 (5) in section 73(e)(2), by striking “the Com-
19 mittee on National Security and the Committee on
20 International Relations of the House of Representa-
21 tives” and inserting “the Committee on Armed Serv-
22 ices and the Committee on Foreign Affairs of the
23 House of Representatives”.

24 (b) OTHER TECHNICAL AMENDMENTS.—

1 (1) ARMS EXPORT CONTROL ACT.—The Arms
2 Export Control Act (22 U.S.C. 2751 et seq.), as
3 amended by subsection (a), is further amended—

4 (A) in section 38—

5 (i) in subsection (b)(1), by redesignig-
6 nating the second subparagraph (B) (as
7 added by section 1255(b) of the Foreign
8 Relations Authorization Act, Fiscal Years
9 1988 and 1989 (Public Law 100-204; 101
10 Stat. 1431)) as subparagraph (C);

11 (ii) in subsection (g)(1)(A)—

12 (I) in clause (xi), by striking “;
13 or” and inserting “, or”; and

14 (II) in clause (xii)—

15 (aa) by striking “section”
16 and inserting “sections”; and

17 (bb) by striking “(18 U.S.C.
18 175b)” and inserting “(18
19 U.S.C. 175c”); and

20 (iii) in subsection (j)(2), in the matter
21 preceding subparagraph (A), by inserting
22 “in” after “to”; and

23 (B) in section 47(2), in the matter pre-
24 ceding subparagraph (A), by striking “sec.
25 21(a),” and inserting “section 21(a),”.

1 (2) FOREIGN ASSISTANCE ACT OF 1961.—Sec-
2 tion 502B of the Foreign Assistance Act of 1961
3 (22 U.S.C. 2304) is amended—

4 (A) in subsection (b), by striking “Wher-
5 ever applicable, a description” and inserting
6 “Wherever applicable, such report shall include
7 a description”; and

8 (B) in subsection (d)(2)(B), by striking
9 “credits” and inserting “credits”).

10 **TITLE IV—APPLICATION OF CER-**
11 **TAIN PROVISIONS OF EXPORT**
12 **ADMINISTRATION**

13 **SEC. 401. APPLICATION OF CERTAIN PROVISIONS OF EX-**
14 **PORT ADMINISTRATION ACT OF 1979.**

15 (a) PROTECTION OF INFORMATION.—Section 12(c)
16 of the Export Administration Act of 1979 (50 U.S.C. App.
17 2411(c)) has been in effect from August 20, 2001, and
18 continues in effect on and after the date of the enactment
19 of this Act, pursuant to the International Emergency Eco-
20 nomic Powers Act (50 U.S.C. 1701 et seq.) and notwith-
21 standing section 20 of the Export Administration Act of
22 1979 (50 U.S.C. App. 2419). Section 12(c)(1) of the Ex-
23 port Administration Act of 1979 is a statute covered by
24 section 552(b)(3) of title 5, United States Code.

1 (b) TERMINATION DATE.—Subsection (a) terminates
2 at the end of the 4-year period beginning on the date of
3 the enactment of this Act.

Amend the title so as to read: “A bill to affirm the importance of the Taiwan Relations Act, to provide for the transfer of naval vessels to certain foreign countries, and for other purposes”.