

AMENDMENT TO H.R. 5300

OFFERED BY MRS. KIM OF CALIFORNIA

At the end of the bill, add the following:

1 **TITLE VIII—AUKUS REFORM FOR**
2 **MILITARY OPTIMIZATION**
3 **AND REVIEW ACT**

4 **SEC. 801. SHORT TITLE.**

5 This title may be cited as the “AUKUS Reform for
6 Military Optimization and Review Act” or the “ARMOR
7 Act”.

8 **SEC. 802. SENSE OF CONGRESS.**

9 It is the sense of Congress that the President should
10 work with the governments of the United Kingdom and
11 Australia to formulate policy that would address matters
12 of extraterritoriality, which may present inefficiencies in
13 defense repair, maintenance, and sustainment among Aus-
14 tralia, the United Kingdom, and the United States for de-
15 fense articles and services not on the excluded technology
16 list.

1 **SEC. 803. MODIFICATION OF PROVISIONS RELATING TO DE-**
2 **FENSE TRADE AND COOPERATION AMONG**
3 **AUSTRALIA, THE UNITED KINGDOM, AND THE**
4 **UNITED STATES.**

5 (a) EXPANSION OF EXPEDITED REVIEW OF EXPORT
6 LICENSES.—

7 (1) IN GENERAL.—Section 1344(c) of the Na-
8 tional Defense Authorization Act for Fiscal Year
9 2024 (22 U.S.C. 10423(c)) is amended—

10 (A) by striking “classified and unclassified
11 items, and the process” and inserting “classi-
12 fied and unclassified items, and apply to all ex-
13 ports and transfers (including reexports, re-
14 transfers, temporary imports, and brokering ac-
15 tivities), wholly within or between the geographic
16 territory of Australia, Canada, the United
17 Kingdom, or the United States, and the proc-
18 ess”; and

19 (B) in paragraph (1), by striking “Any li-
20 censing application to export defense articles
21 and services” and inserting “Any licensing ap-
22 plication to transfer, export, reexport, re-
23 transfer, temporarily import, or broker defense
24 articles and services wholly within or between
25 the geographic territory of Australia, Canada,
26 the United Kingdom, or the United States”.

1 (2) REPORT.—

2 (A) IN GENERAL.—Not later than 180
3 days after the date of the enactment of this
4 Act, and annually thereafter for 15 years, the
5 President shall submit to the Chairpersons and
6 Ranking Members of the appropriate congressional
7 committees, the Speaker of the House of
8 Representatives, and the Majority Leader of the
9 Senate a report with respect to the use of the
10 expedited review process established by section
11 1344 of the National Defense Authorization Act
12 for Fiscal Year 2024 (22 U.S.C. 10423), that
13 includes the following:

14 (i) An update on the progress made
15 toward implementing such expedited review
16 process.

17 (ii) The number of licenses issued.

18 (iii) A list of each principal applicant
19 issued a license.

20 (iv) A list of defense articles and serv-
21 ices for which a license was issued.

22 (B) APPROPRIATE CONGRESSIONAL COM-
23 MITTEES DEFINED.—In this paragraph, the
24 term “appropriate congressional committees”
25 means the Committee on Foreign Affairs of the

1 House of Representatives and the Committee
2 on Foreign Relations of the Senate.

3 (b) CLARIFICATION OF CONGRESSIONAL NOTIFICA-
4 TION REQUIREMENT.—Section 38(l)(2) of the Arms Ex-
5 port Control Act (22 U.S.C. 2778(l)(2)) is amended by
6 striking “the United States, the United Kingdom, and
7 Australia.” and inserting “the United States, the United
8 Kingdom, and Australia. The congressional notification
9 requirements of subsections (c) and (d) of section 36 shall
10 not apply with respect to the export or transfer of defense
11 articles or defense services subject to the exemption de-
12 scribed in this paragraph.”.

13 (c) REQUIREMENT TO REVIEW EXCLUDED TECH-
14 NOLOGIES LIST.—

15 (1) IN GENERAL.—The Secretary of State, in
16 consultation with the Secretary of Defense, shall re-
17 view, annually for the covered period, and every 3
18 years thereafter, Supplement No. 2 to part 126 of
19 the International Traffic in Arms Regulations (parts
20 120–130 of title 22, Code of Federal Regula-
21 tions)(commonly known at the “Excluded Tech-
22 nologies List”) to ensure inclusion of only those
23 items required by statute, or otherwise determined
24 by such Secretaries, to require continued licensing
25 review for national security reasons.

1 (2) COVERED PERIOD DEFINED.—In this sub-
2 section, the term “covered period” means the 5-year
3 period beginning 180 days after the date of the en-
4 actment of this Act.

