

AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 4505
OFFERED BY MS. KAMLAGER-DOVE OF
CALIFORNIA

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Export Controls En-
3 forcement Act”.

4 SEC. 2. FINDINGS AND SENSE OF CONGRESS.

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

6 (1) The Bureau of Industry and Security of the
7 Department of Commerce (hereinafter the “Bu-
8 reau”) uses end-use checks to verify that controlled
9 items exported from the United States are used in
10 accordance with United States license requirements
11 and the Export Administration Regulations (parts
12 730–774 of title 15, Code of Federal Regulations)
13 and each other export control policy under the ad-
14 ministrative jurisdiction of the Bureau.

15 (2) The Bureau’s export control officers con-
16 duct end-use checks in foreign regions to ensure that
17 persons to a transaction comply with such require-

1 ments and regulations and do not divert controlled
2 items to unauthorized users.

3 (3) The Bureau's export control officers are
4 also responsible for liaising with governments and
5 the private sector on the export controls policies
6 under the administrative jurisdiction of the Bureau.

7 (4) Inconclusive or failed end-use checks can
8 lead the Bureau to inaccurately added persons to
9 watch lists, deny export privileges, or take enforce-
10 ment or criminal action.

11 (5) In 2024, the Bureau processed over 45,000
12 license applications valued at over
13 \$500,000,000,000.

14 (6) In fiscal year 2024, the Bureau's export
15 control officers conducted over 1,400 end-use checks
16 in 60 countries.

17 (7) As of 2025, the Bureau has only 11 export
18 control officers in foreign regions, with individual of-
19 ficers often covering multiple countries, and dozens
20 of countries where no officer is assigned to them.

21 (8) In his June 12, 2025, testimony to the
22 South and Central Asia Subcommittee of the House
23 Foreign Affairs Committee, Bureau Undersecretary
24 Jeffrey Kessler indicated that the Bureau would like

1 to increase the number of export control officers to
2 30.

3 (b) SENSES OF CONGRESS.—It is the sense of Con-
4 gress that—

5 (1) end-use checks are critical for verifying the
6 persons to a transaction, assessing the risk of unau-
7 thorized use or diversion of controlled items, and de-
8 termining whether such items are being used accord-
9 ing to United States regulations and licenses; and

10 (2) the United States needs more export control
11 officers stationed in foreign regions to effectively
12 prevent and catch illegal diversion of United States
13 technologies and adequately enforce the export con-
14 trols policies under the administrative jurisdiction of
15 the Bureau.

16 **SEC. 3. EXPORT CONTROL OFFICER PROGRAM.**

17 (a) ESTABLISHMENT.—

18 (1) IN GENERAL.—Not later than 90 days after
19 the date of the enactment of this Act, the Secretary
20 of Commerce, acting through the Under Secretary
21 for Industry and Security, shall establish for a pe-
22 riod of 5 years an Export Control Officer Program
23 (hereinafter the “Program”) to station not less than
24 30 export control officers at United States diplo-
25 matic or consular posts.

1 (2) PROGRAM DIRECTOR.—

2 (A) APPOINTMENT.—Not later than 90
3 days after the date of the enactment of this
4 Act, the Secretary of Commerce shall appoint,
5 from among the full-time equivalent employees
6 of the Department of Commerce, a Director to
7 lead the Program.

8 (B) RESPONSIBILITIES.—The Director
9 shall be responsible for overseeing the hiring of
10 the export control officers in the Program and
11 coordinating with the Secretary of State to
12 strategically station the officers in a manner
13 that ensures geographic coverage for every re-
14 gion of the world.

15 (b) DUTIES.—Each export control officer within the
16 Program shall fulfill, within the geographic region the offi-
17 cer is stationed, the following duties:

18 (1) Managing and conducting end-use checks
19 with persons involved in transactions of items sub-
20 ject to the export controls policies under the admin-
21 istrative jurisdiction of the Bureau, to improve the
22 scope and effectiveness of such checks.

23 (2) Informing and advising United States diplo-
24 matic or consular posts on the export controls poli-

1 cies under the administrative jurisdiction of the Bu-
2 reau.

3 (3) Performing industry outreach to enhance
4 compliance with the export controls policies under
5 the administrative jurisdiction of the Bureau.

6 (4) Liaising with foreign governments to en-
7 hance cooperation and coordination with the United
8 States with respect to the export control policies
9 under the administrative jurisdiction of the Bureau
10 and the enforcement practices of the Bureau.

11 (5) Sharing information with the Bureau's offi-
12 cials regarding the enforcement challenges, trends,
13 and priorities of the Bureau.

14 (6) Identifying the best targets with respect to
15 who the Bureau should conduct end-use checks on.

