

1 “(A) IN GENERAL.—Except as provided
2 under subparagraph (B), not later than days 30
3 days after a proposal is submitted under para-
4 graph (1), the Board shall vote to accept or re-
5 ject the proposal. The Secretary shall initiate
6 the rulemaking process for each proposal ac-
7 cepted by a simple majority vote of the Board.

8 “(B) EXCEPTION.—A Board member may
9 extend the deadline described in subparagraph
10 (A) by an additional 30 days if—

11 “(i) a Board member requires addi-
12 tional information regarding the proposal
13 with respect to which such extension is
14 sought; and

15 “(ii) the Board member that issued
16 such proposal agrees to such extension.

17 “(3) SUNSET.—The requirements of this sub-
18 section shall terminate on the date that is three
19 years after the date of the enactment of this sub-
20 section.”.

21 **SEC. 3. STATE DEPARTMENT EVALUATION.**

22 (a) EVALUATION OF CHINA’S MILITARY CIVIL FU-
23 SION STRATEGY.—Not later than 30 days after the date
24 of the enactment of this Act, the Secretary shall, in con-
25 sultation with each agency that is represented by a mem-

1 ber of the Operating Committee for Export Policy, com-
2 plete a review of the implications of the military-civil fu-
3 sion strategy of the People’s Republic of China (in this
4 Act referred to as the “PRC”) for the export control policy
5 of the United States and for the national security of the
6 United States, including a review of the following topics:

7 (1) The exploitation of United States and allied
8 technology and talent by the PRC to modernize the
9 PRC’s military.

10 (2) Whether any entity in the PRC can be con-
11 sidered, in the context of United States national se-
12 curity and export control policy, a purely civilian en-
13 tity.

14 (3) The reliability of end-use checks and end-
15 use conditions for exports, reexports, and in-country
16 transfers to entities that are located or
17 headquartered in, or the ultimate parent company of
18 which is headquartered in, the PRC.

19 (4) The relationship between the PRC’s stra-
20 tegic technology sectors (such as artificial intel-
21 ligence, semiconductor, quantum, robotics, bio-
22 technology) and the PRC’s military.

23 (5) Whether the addition of any entity to the
24 Military End-User List would address to any extent

1 the national security risks posed by the military-civil
2 fusion strategy of the PRC.

3 (6) Due diligence required by exporters to pre-
4 vent the PRC's military from accessing United
5 States technology.

6 (7) Whether any change to United States ex-
7 port control policy would address to any extent the
8 national security risks posed by the military-civil fu-
9 sion strategy of the PRC.

10 (8) Any other topic the Secretary determines is
11 relevant for this review.

12 (b) REVIEW OF STRATEGIC TRADE AUTHORIZATION
13 LICENSE EXCEPTION.—Not later than 90 days after the
14 date of the enactment of this Act, the Secretary shall, in
15 consultation with each agency that is represented by a
16 member of the Operating Committee for Export Policy,
17 complete a review of if any countries have aligned their
18 export controls sufficiently to qualify for a license exemp-
19 tion outlined in section 740.20 of the Export Administra-
20 tion Regulations.

21 (c) PROPOSED CHANGES TO POLICY.—

22 (1) IN GENERAL.—Not later than 90 days after
23 the date of the enactment of this Act, the Secretary
24 shall consider proposing to the Export Administra-
25 tion Review Board (or any successor entity) any

1 change to United States export control policy identi-
2 fied pursuant to the review required by subsections
3 (a) and (b), which may include—

4 (A) additions to the Military End-User
5 List;

6 (B) changes to export control restrictions
7 on certain military end uses;

8 (C) new rules or amendments to the Ex-
9 port Administration Regulations;

10 (D) a final rule pursuant to the proposed
11 rule published in the Federal Register entitled
12 “End-Use and End-User Based Export Con-
13 trols, Including U.S. Persons Activities Con-
14 trols: Military and Intelligence End Uses and
15 End Users” (89 Fed. Reg. 60985 (July 29,
16 2024));

17 (E) any other policy the Secretary deter-
18 mines would address the national security risks
19 posed by the military-civil fusion strategy of the
20 PRC; and

21 (F) additions or changes to the license ex-
22 emptions described in section 740.20 of the Ex-
23 port Administration Regulations.

24 (2) INTERAGENCY VOTE.—The Board shall vote
25 on the adoption of each change proposed pursuant

1 to paragraph (1) in the manner described in sub-
2 section (g)(2) of section 1754 of the Export Control
3 Reform Act of 2018 (50 U.S.C. 4813), as added by
4 section 2.

5 (d) REPORT TO CONGRESS.—Not later than 150 days
6 after the date of the enactment of this Act, the Secretary
7 shall submit to the appropriate congressional committees
8 a report that includes the following:

9 (1) The review required by subsection (a).

10 (2) Any proposed rules required by subsection
11 (b).

12 (3) Any change in United States policy ap-
13 proved by the Export Administration Review Board.

14 (4) Any recommended change to United States
15 law that would help address the national security
16 risks posed by the military-civil fusion strategy of
17 the PRC.

18 **SEC. 4. DEFINITIONS.**

19 In this Act:

20 (1) APPROPRIATE CONGRESSIONAL COMMIT-
21 TEES.—The term “appropriate congressional com-
22 mittees” means—

23 (A) the Committee on Foreign Affairs of
24 the House of Representatives; and

1 (B) the Committee on Banking, Housing,
2 and Urban Affairs of the Senate.

3 (2) MILITARY END-USER LIST.—The term
4 “Military End-User List” means the list maintained
5 by the Bureau of Industry and Security of the De-
6 partment of Commerce and set forth in Supplement
7 No. 7 to part 744 of title 15, Code of Federal Regu-
8 lations, or successor regulations.

9 (3) OPERATING COMMITTEE FOR EXPORT POL-
10 ICY.—The term “Operating Committee for Export
11 Policy” means the Operating Committee for Export
12 Policy referred to in section 1763(c) of the John S.
13 McCain National Defense Authorization Act for Fis-
14 cal Year 2019 (50 U.S.C. 4822(c)).

15 (4) SECRETARY.—The term “Secretary” means
16 the Secretary of State.

