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(Original Signature of Member)

119TH CONGRESS
2D SESSION

H. R. _____

To enhance the administration of export control licenses under the Export Control Reform Act of 2018, and other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. MCCAUL introduced the following bill; which was referred to the Committee on _____

A BILL

To enhance the administration of export control licenses under the Export Control Reform Act of 2018, and 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.**

4 This Act may be cited as the “Bureau of Industry
5 and Security License Administration Enhancement Act”.

1 **SEC. 2. ENHANCEMENT OF ADMINISTRATION OF EXPORT**
2 **CONTROL LICENSES.**

3 Part I of the Export Control Reform Act of 2018 (50
4 U.S.C. 4801 et. seq.) is amended by adding at the end
5 the following:

6 **“SEC. 1769. ENHANCEMENT OF ADMINISTRATION OF EX-**
7 **PORT CONTROL LICENSES.**

8 **“(a) ENHANCEMENT OF ADMINISTRATION OF CER-**
9 **TAIN COMMUNICATIONS.—**

10 **“(1) IN GENERAL.—**The Secretary shall admin-
11 ister any export control license or other authoriza-
12 tion considered pursuant to an is-informed letter or
13 similar targeted regulatory guidance or supplemental
14 license requirement communication sent to a United
15 States person or foreign person by the same inter-
16 agency process as any license or other authorization
17 administered pursuant to the Export Administration
18 Regulations.

19 **“(2) PUBLICATION.—**Not later than 60 days
20 after issuing a license or other authorization de-
21 scribed in paragraph (1), the is-informed letter or
22 similar targeted regulatory guidance or supplemental
23 license requirement communication with respect to
24 the license or authorization shall terminate unless
25 the Secretary, in consultation with the Secretary of
26 State, the Secretary of Defense, and the Secretary

1 of Energy, publishes in the Code of Federal Regula-
2 tions a regulation that provides for the parameters
3 of the letter or guidance or publishes in the Federal
4 Register the communication.

5 “(b) MATTERS RELATING TO THE PRESUMPTION OF
6 DENIAL STANDARD.—

7 “(1) STATEMENT OF POLICY.—It is the policy
8 of the United States to prevent United States and
9 allied technology from being used to facilitate the
10 military modernization and human rights abuses of
11 foreign adversaries.

12 “(2) STANDARDS AND FACTORS FOR PRESUMP-
13 TION OF DENIAL STANDARD.—

14 “(A) PUBLICATION.—Not later than 90
15 days after the date of the enactment of this
16 Act, the Secretary, in consultation with the Sec-
17 retary of State, the Secretary of Defense, and
18 the Secretary of Energy, shall publish in the
19 Federal Register the standards and factors that
20 licensing officers should consider when consid-
21 ering a license under a presumption of denial
22 standard.

23 “(B) SUBMISSION TO CONGRESS.—Not
24 later than 7 days prior to the date the Sec-
25 retary publishes or otherwise makes available to

1 the public such standards and factors, the Sec-
2 retary shall submit such standards and factors
3 to—

4 “(i) the Committee on Foreign Affairs
5 of the House of Representatives; and

6 “(ii) the Committee on Banking,
7 Housing, and Urban Affairs of the Sen-
8 ate.”.

9 **SEC. 3. EXPORT CONTROL TECHNICAL ADVISORY COMMIT-**
10 **TEES.**

11 Section 1754 of the Export Control Reform Act of
12 2018 (50 U.S.C. 4813) is amended by adding at the end
13 the following new subsection:

14 “(g) TECHNICAL ADVISORY COMMITTEES.—

15 “(1) DUTIES.—The technical advisory commit-
16 tees shall advise the Secretary on—

17 “(A) the state of global technology supply
18 chains and the development of advanced tech-
19 nologies by adversaries;

20 “(B) national security threats posed by ac-
21 cess by adversaries to technologies sourced from
22 the United States or an ally of the United
23 States;

24 “(C) technical parameters for export con-
25 trols;

1 “(D) the extent to which existing and pro-
2 posed export controls achieve the policy of the
3 United States described in section 1752;

4 “(E) the identification of emerging and
5 foundational technologies pursuant to section
6 1758;

7 “(F) improvements to export licensing pro-
8 cedures, compliance mechanisms, and export
9 enforcement strategies; and

10 “(G) any other matter requested by the
11 Secretary.

12 “(2) REQUIRED COMMITTEES.—The Secretary
13 shall appoint a technical advisory committee for each
14 of the following topics:

15 “(A) Computing technologies and informa-
16 tion systems, including semiconductors, micro-
17 electronics, artificial intelligence, and quantum
18 computing.

19 “(B) Biotechnologies.

20 “(C) Automation, including robotics, ad-
21 vanced manufacturing, and autonomous sys-
22 tems.

23 “(D) Aerospace and space technologies.

24 “(E) Advanced materials.

25 “(F) Weapons of mass destruction.

1 “(G) Emerging and foundational tech-
2 nologies.

3 “(H) Regulations and procedures.

4 “(3) SUBCOMMITTEES.—The Secretary may ap-
5 point subcommittees for any technical advisory com-
6 mittee.

7 “(4) COMMITTEE REVIEW.—Beginning on the
8 date that is 2 years after the date of the enactment
9 of this subsection, the Secretary may, in coordina-
10 tion with the Secretary of State, the Secretary of
11 Defense, and the Secretary of Energy, review the
12 technical advisory committees and create additional
13 committees or adjust the topics of existing commit-
14 tees as necessary.

15 “(5) CHOOSING COMMITTEES.—The Secretary,
16 in coordination with the Secretary of State, the Sec-
17 retary of Defense, and the Secretary of Energy,
18 shall adjust the topics of the technical advisory com-
19 mittees to reflect relevant executive branch strate-
20 gies and critical technology lists, such as the Na-
21 tional Security Strategy, the National Defense Strat-
22 egy, the AI Action Plan (or a successor plan), the
23 Critical and Emerging Technologies List (or a suc-
24 cessor list), and the America First Investment Policy
25 Memorandum (or a successor memorandum).

1 “(6) MEMBERSHIP.—

2 “(A) IN GENERAL.—The membership of
3 each technical advisory committee shall be
4 equally divided between national security ex-
5 perts, technical specialists from a relevant in-
6 dustry, and academic experts in a relevant field.

7 “(B) TERM.—The term of a member on a
8 technical advisory committee shall be 3 years.

9 “(C) NON-DISCLOSURE AGREEMENT.—No
10 individual may serve as a member of a technical
11 advisory committee unless such individual has
12 entered into a binding non-disclosure agreement
13 with the Secretary that prohibits the individual
14 from making an unauthorized disclosure of pro-
15 prietary information, policy deliberations, and
16 national security information communicated
17 through or related to a technical advisory com-
18 mittee.

19 “(D) STAFFING.—The Secretary shall
20 process applications to join any technical advi-
21 sory committee in a timely manner.

22 “(7) MEETINGS.—

23 “(A) FREQUENCY.—Each technical advi-
24 sory committee shall meet not less frequently
25 than once every 120 days.

1 “(B) SUBMISSION OF MINUTES.—The Sec-
2 retary shall submit to the appropriate congres-
3 sional committees the minutes of each meeting
4 of a technical advisory committee within 30
5 days of each meeting.

6 “(8) WEBPAGE.—The Bureau of Industry and
7 Security shall maintain on the website of the Bureau
8 a webpage describing each technical advisory com-
9 mittee, including the membership and meeting
10 schedule of each such committee.

11 “(9) TECHNOLOGY AND POLICY ASSESSMENT.—
12 Each technical advisory committee shall, not less
13 frequently than annually, submit to the Secretary,
14 the Secretary of State, the Secretary of Defense, the
15 Secretary of Energy, and the appropriate congres-
16 sional committees—

17 “(A) an assessment of developments within
18 the purview of the technical advisory committee;
19 and

20 “(B) recommendations related to the pur-
21 view of the technical advisory committee for ad-
22 vancing the national security and foreign policy
23 interests of the United States.

24 “(10) DEFINITIONS.—In this subsection:

1 “(A) ADVERSARY.—The term ‘adversary’
2 means—

3 “(i) the People’s Republic of China,
4 including the Hong Kong and Macau Spe-
5 cial Administrative Regions;

6 “(ii) the Republic of Cuba;

7 “(iii) the Islamic Republic of Iran;

8 “(iv) the Democratic People’s Repub-
9 lic of Korea;

10 “(v) the Russian Federation; and

11 “(vi) any other foreign country listed
12 in Country Group D:5 under Supplement
13 No. 1 to part 740 of the Export Adminis-
14 tration Regulations, as published on Janu-
15 ary 1, 2026, that is designated by the Sec-
16 retary of State as an adversary for pur-
17 poses of this section and for which notice
18 of such designation has been published in
19 the Federal Register.

20 “(B) APPROPRIATE CONGRESSIONAL COM-
21 MITTEES.—The term ‘appropriate congressional
22 committees’ means the Committee on Foreign
23 Affairs of the House of Representatives and the
24 Committee on Banking, Housing, and Urban
25 Affairs of the Senate.

1 “(C) TECHNICAL ADVISORY COMMITTEE.—
2 The term ‘technical advisory committee’ means
3 a technical advisory committee appointed pursu-
4 ant to subsection (a)(13).”.

5 **SEC. 4. REVIEW AND REPORT REGARDING CONTROLLED**
6 **INTEGRATED CIRCUITS.**

7 (a) REVIEW.—The Secretary of Commerce, in coordi-
8 nation with the Secretary of State, Secretary of Defense,
9 and Secretary of Energy, shall regularly review the imple-
10 mentation of the interim final rule of the Bureau of Indus-
11 try and Security of the Department of Commerce entitled
12 “Implementation of Additional Due Diligence Measures
13 for Advanced Computing Integrated Circuits; Amend-
14 ments and Clarifications; and Extension of Comment Pe-
15 riod”, published in the Federal Register on January 16,
16 2025 (90 Fed. Reg. 5298; Docket No. 250108–0013), or
17 any substantially similar successor rule, and consider any
18 appropriate update or change to such rule to ensure that
19 such rule is implemented effectively and fulfills the initial
20 policy intent of such rule.

21 (b) REPORT.—Not later than 120 days after the date
22 of the enactment of this Act, Secretary of Commerce, in
23 coordination with the Secretary of State, the Secretary of
24 Defense, and the Secretary of Energy, shall submit to the
25 appropriate congressional committees a report on—

1 (1) the findings of the review required under
2 subsection (a); and

3 (2) any change to the rule described in such
4 subsection that has been made or is under consider-
5 ation pursuant to such subsection.

6 **SEC. 5. DEFINITIONS.**

7 In this Act:

8 (1) **APPROPRIATE CONGRESSIONAL COMMIT-**
9 **TEES.**—The term “appropriate congressional com-
10 mittees” means—

11 (A) the Committee on Foreign Affairs of
12 the House of Representatives; and

13 (B) the Committee on Banking, Housing,
14 and Urban Affairs of the Senate.

15 (2) **SECRETARY.**—The term “Secretary” means
16 the Secretary of Commerce acting through the
17 Under Secretary for Industry and Security.