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S.L.C.

AMENDMENT NO. \_\_\_\_\_

Calendar No. \_\_\_\_\_

Purpose: To prohibit the operation or procurement of foreign-made unmanned aircraft systems.

IN THE SENATE OF THE UNITED STATES—116th Cong., 1st Sess.

S. \_\_\_\_\_

To authorize appropriations for the Coast Guard, and for other purposes.

Referred to the Committee on \_\_\_\_\_ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. SCOTT of Florida

Viz:

- 1 At the appropriate place, insert the following:
- 2 **SEC. \_\_\_\_ . PROHIBITION ON OPERATION OR PROCUREMENT**
- 3 **OF FOREIGN-MADE UNMANNED AIRCRAFT**
- 4 **SYSTEMS.**
- 5 (a) PROHIBITION ON AGENCY OPERATION OR PRO-
- 6 CUREMENT.—The Commandant of the Coast Guard may
- 7 not operate or enter into or renew a contract for the pro-
- 8 curement of—
- 9 (1) a covered unmanned aircraft system that—

1 (A) is manufactured in a covered foreign  
2 country or by an entity domiciled in a covered  
3 foreign country;

4 (B) uses flight controllers, radios, data  
5 transmission devices, cameras, or gimbals man-  
6 ufactured in a covered foreign country or by an  
7 entity domiciled in a covered foreign country;

8 (C) uses a ground control system or oper-  
9 ating software developed in a covered foreign  
10 country or by an entity domiciled in a covered  
11 foreign country; or

12 (D) uses network connectivity or data stor-  
13 age located in or administered by an entity  
14 domiciled in a covered foreign country; or

15 (2) a system manufactured in a covered foreign  
16 country or by an entity domiciled in a covered for-  
17 eign country for the detection or identification of  
18 covered unmanned aircraft systems.

19 (b) EXEMPTION.—

20 (1) IN GENERAL.—The Commandant is exempt  
21 from the restriction under subsection (a) if—

22 (A) the operation or procurement is for the  
23 purposes of—

24 (i) counter-UAS surrogate testing and  
25 training; or

1                   (ii) intelligence, electronic warfare,  
2                   and information warfare operations, test-  
3                   ing, analysis, and training; or

4                   (B) the Commandant receives a certifi-  
5                   cation from the Coast Guard unit requesting to  
6                   operate or procure an unmanned aircraft sys-  
7                   tem otherwise restricted under subsection (a),  
8                   which shall include supporting manufacturer in-  
9                   formation, that the unmanned aircraft system  
10                  does not—

11                   (i) connect to the internet or an out-  
12                   side telecommunications service;

13                   (ii) connect to other devices or elec-  
14                   tronics, except as necessary to perform the  
15                   mission; or

16                   (iii) perform any missions in support  
17                   of classified information or that may  
18                   threaten national security.

19                  (2) EXPIRATION.—The authority under this  
20                  subsection to operate or procure an unmanned air-  
21                  craft system otherwise restricted under subsection  
22                  (a) expires two years after the date of the enactment  
23                  of this Act.

24                  (c) WAIVER.—The Commandant may waive the re-  
25                  striction under subsection (a) on a case by case basis by

1 certifying in writing to the Department of Homeland Se-  
2 curity and the relevant committees of jurisdiction that the  
3 operation or procurement is required in the national inter-  
4 est of the United States.

5 (d) DEFINITIONS.—In this section:

6 (1) COVERED FOREIGN COUNTRY.—The term  
7 “covered foreign country” means the People’s Re-  
8 public of China.

9 (2) COVERED UNMANNED AIRCRAFT SYSTEM.—  
10 The term “covered unmanned aircraft system”  
11 means an unmanned aircraft system and any related  
12 services and equipment.