



(Original Signature of Member)

118TH CONGRESS
2D SESSION

H. R. _____

To amend the Export Control Reform Act of 2018 to provide for control of remote access of items, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

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

A BILL

To amend the Export Control Reform Act of 2018 to provide for control of remote access of items, and for 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 “Remote Access Secu-
5 rity Act”.

6 **SEC. 2. CONTROL OF REMOTE ACCESS OF ITEMS UNDER**

7 **THE EXPORT CONTROL REFORM ACT OF 2018.**

8 The Export Control Reform Act of 2018 is amended
9 as follows:

1 (1) In section 1742 (50 U.S.C. 4801), by add-
2 ing at the end the following:

3 “(15) REMOTE ACCESS.—The term ‘remote ac-
4 cess’ means—

5 “(A) access to an item subject to the juris-
6 diction of the United States by a foreign person
7 through a network connection, including the
8 internet or a cloud computing service, from a
9 location other than where the item is physically
10 located; or

11 “(B) any other form of access specified in
12 regulations promulgated by the Secretary.”.

13 (2) In section 1752 (50 U.S.C. 4811)—

14 (A) in paragraph (1)—

15 (i) in subparagraph (A), by inserting
16 “or remote access of such items” after
17 “export of items”; and

18 (ii) in subparagraph (B), by inserting
19 “or remote access of such items” after
20 “export of items”; and

21 (B) in paragraph (2)—

22 (i) in the matter preceding subpara-
23 graph (A), by striking “and in-country
24 transfer of items” and inserting “in-coun-

1 try transfer, and remote access of items”;

2 and

3 (ii) in subparagraph (A), by inserting

4 “or remote access” after “the release”.

5 (3) In section 1753 (50 U.S.C. 4812)—

6 (A) in subsection (a)—

7 (i) in paragraph (1), by striking

8 “and” at the end;

9 (ii) in paragraph (2)(F), by striking

10 the period at the end and inserting “;

11 and”; and

12 (iii) by adding at the end the fol-

13 lowing:

14 “(3) the remote access of items subject to the

15 jurisdiction of the United States by a foreign per-

16 son.”;

17 (B) in subsection (b)—

18 (i) in paragraph (6), by striking

19 “and” at the end;

20 (ii) in paragraph (7), by striking the

21 period at the end and inserting “; and”;

22 and

23 (iii) by adding at the end the fol-

24 lowing:

1 “(8) regulate the remote access of items de-
2 scribed in (a)(3).”; and

3 (C) in subsection (c)—

4 (i) by striking “or in-country trans-
5 fer” each place it appears and inserting
6 “in-country transfer, or remote access”;
7 and

8 (ii) by striking “subsections (b)(1) or
9 (b)(2)” and inserting “subsections (b)(1),
10 (b)(2), or (b)(8)”.

11 (4) In section 1754 (50 U.S.C. 4813)—

12 (A) in subsection (a)—

13 (i) in paragraph (3), by inserting
14 “and remote access of controlled items”
15 after “in-country transfers of controlled
16 items”;

17 (ii) in paragraph (4), by striking “and
18 in-country transfers” and inserting “in-
19 country transfers, and remote access”;

20 (iii) in paragraph (5), by striking
21 “and in-country transfers” and inserting
22 “in-country transfers, and remote access”;

23 (iv) in paragraph (6), by striking
24 “United States export control” and insert-
25 ing “United States control”;

1 (v) in paragraph (7), by striking “ex-
2 port controls” and inserting “controls”;

3 (vi) in paragraph (10), by striking “or
4 in-country transferred” and inserting “in-
5 country transferred or accessed remotely”;

6 (vii) in paragraph (11), by adding at
7 the end before the semicolon the following:
8 “or remote access”; and

9 (viii) in paragraph (15), by adding at
10 the end before “; and” the following: “or
11 remotely access”;

12 (B) in subsection (b), by striking “or in-
13 country transfer” and inserting “in-country
14 transfer, or remote access”; and

15 (C) in subsection (d)(1)(A), by striking “or
16 in-country transfer” and inserting “in-country
17 transfer, or remote access”.

18 (5) In section 1755 (50 U.S.C. 4814)—

19 (A) in subsection (b)(2)—

20 (i) in subparagraph (C), by striking
21 “and in-country transfers” and inserting
22 “in-country transfers, and remote access”;
23 and

24 (ii) in subparagraph (E), by striking
25 “and in-country transfers” and inserting

1 “in-country transfers, and remote access”;

2 and

3 (B) in subsection (c), by striking “export
4 controls” and inserting “controls”.

5 (6) In section 1756 (50 U.S.C. 4815)—

6 (A) in subsection (a), in the matter pre-
7 ceding paragraph (1), by striking “and in-coun-
8 try transfer” and inserting “in-country trans-
9 fer, and remote access”; and

10 (B) in subsection (b), by striking “or in-
11 country transfer” and inserting “in-country
12 transfer, or remote access”.

13 (7) In section 1757 (50 U.S.C. 4816)—

14 (A) in subsection (a), by striking “or in-
15 country transfer” and inserting “in-country
16 transfer, or remote access”; and

17 (B) in subsection (c)(2), by striking “ex-
18 port controls” and inserting “controls”.

19 (8) In section 1760 (50 U.S.C. 4819)—

20 (A) in subsection (a)(2)(F)—

21 (i) in clause (ii), by striking “any ex-
22 port control document or any report” and
23 inserting “any document or report”; and

1 (ii) in clause (iii), by striking “or in-
2 country transfer” and inserting “in-coun-
3 try transfer, or remote access”;

4 (B) in subsection (e)(1)(C), by striking “or
5 in-country transfer” and inserting “in-country
6 transfer, or remotely access (including the pro-
7 vision thereof)”;

8 (C) in subsection (e)(1)(A)—

9 (i) in clause (i), by striking “or in-
10 country transfer outside the United States
11 any item” and inserting “in-country trans-
12 fer outside the United States any item or
13 remotely access any item”;

14 (ii) in clause (ii), by striking “or in-
15 country transfer” and inserting “in-coun-
16 try transfer, or remote access”.

17 (9) In section 1761 (50 U.S.C. 4820)—

18 (A) in subsection (a)(5), by striking “or in-
19 country transferred” and inserting “in-country
20 transferred, or remotely accessed”;

21 (B) in subsection (h)(1)(B), by striking
22 “or in-country transfer” and inserting “in-coun-
23 try transfer, or remotely access”.

24 (10) In section 1767(b)(2)(A) (50 U.S.C.
25 4825(b)(2)(A)), by striking “and in-country trans-

1 fer” and inserting “in-country transfer, or remote
2 access”.