

115TH CONGRESS
2D SESSION

H. R. 4765

To amend the Arms Export Control Act to prohibit the removal of certain items under category I, II, or III of the United States Munitions List for purposes of transferring the item to or controlling the item under any portion of the Commerce Control List of dual-use items in the Export Administration Regulations.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 10, 2018

Mrs. TORRES (for herself, Mr. ENGEL, Mr. RASKIN, Mr. MCGOVERN, and Ms. GABBARD) introduced the following bill; which was referred to the Committee on Foreign Affairs

A BILL

To amend the Arms Export Control Act to prohibit the removal of certain items under category I, II, or III of the United States Munitions List for purposes of transferring the item to or controlling the item under any portion of the Commerce Control List of dual-use items in the Export Administration Regulations.

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 “Prevent Crime and
5 Terrorism Act of 2018”.

1 **SEC. 2. PROHIBITION ON REMOVAL OF CERTAIN ITEMS**
2 **UNDER CATEGORIES I, II, AND III OF THE**
3 **UNITED STATES MUNITIONS LIST.**

4 (a) IN GENERAL.—Section 38(f)(1) of the Arms Ex-
5 port Control Act (22 U.S.C. 2778(f)(1)) is amended—

6 (1) by striking “(f)(1) The President” and in-
7 serting “(f)(1)(A) The President”;

8 (2) in the third sentence, by striking “The
9 President” and inserting “Subject to subparagraph
10 (B), the President”; and

11 (3) by adding at the end the following:

12 “(B)(i) The President may not remove any item de-
13 scribed in clause (ii) for purposes of transferring the item
14 to or controlling the item under any portion of the Com-
15 merce Control List of dual-use items in the Export Admin-
16 istration Regulations (as such term is defined by sub-
17 section (k)(3)).

18 “(ii) The items described in this clause are items in-
19 cluded in category I, II, or III of the United States Muni-
20 tions List, as in effect on January 10, 2017, and des-
21 ignated as—

22 “(I) significant military equipment;

23 “(II) components, parts, accessories, or attach-
24 ments of significant military equipment;

25 “(III) flame throwers specifically designed or
26 modified for military application; or

1 “(IV) apparatus or devices for launching or de-
2 livering ordnance.”.

3 (b) **EFFECTIVE DATE.**—The amendments made by
4 subsection (a) take effect on the date of the enactment
5 of this Act and apply with respect to items controlled
6 under category I, II, or III of the United States Munitions
7 List on or after such date of enactment.

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