

119<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 8284

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

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 15, 2026

Mr. McCAUL introduced the following bill; which was referred to the Committee on Foreign Affairs

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## 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”.

6 **SEC. 2. ENHANCEMENT OF ADMINISTRATION OF EXPORT**  
7 **CONTROL LICENSES.**

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

1 **“SEC. 1769. ENHANCEMENT OF ADMINISTRATION OF EX-**  
2 **PORT CONTROL LICENSES.**

3 “(a) ENHANCEMENT OF ADMINISTRATION OF CER-  
4 TAIN COMMUNICATIONS.—

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

14 “(2) PUBLICATION.—Not later than 60 days  
15 after issuing a license or other authorization de-  
16 scribed in paragraph (1), the is-informed letter or  
17 similar targeted regulatory guidance or supplemental  
18 license requirement communication with respect to  
19 the license or authorization shall terminate unless  
20 the Secretary, in consultation with the Secretary of  
21 State, the Secretary of Defense, and the Secretary  
22 of Energy, publishes in the Code of Federal Regula-  
23 tions a regulation that provides for the parameters  
24 of the letter or guidance or publishes in the Federal  
25 Register the communication.

1       “(b) MATTERS RELATING TO THE PRESUMPTION OF  
2 DENIAL STANDARD.—

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

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

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

19           “(B) SUBMISSION TO CONGRESS.—Not  
20 later than 7 days prior to the date the Sec-  
21 retary publishes or otherwise makes available to  
22 the public such standards and factors, the Sec-  
23 retary shall submit such standards and factors  
24 to—

1 “(i) the Committee on Foreign Affairs  
2 of the House of Representatives; and

3 “(ii) the Committee on Banking,  
4 Housing, and Urban Affairs of the Sen-  
5 ate.”.

6 **SEC. 3. EXPORT CONTROL TECHNICAL ADVISORY COMMIT-**  
7 **TEES.**

8 Section 1754 of the Export Control Reform Act of  
9 2018 (50 U.S.C. 4813) is amended by adding at the end  
10 the following new subsection:

11 “(g) TECHNICAL ADVISORY COMMITTEES.—

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

14 “(A) the state of global technology supply  
15 chains and the development of advanced tech-  
16 nologies by adversaries;

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

21 “(C) technical parameters for export con-  
22 trols;

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

1           “(E) the identification of emerging and  
2           foundational technologies pursuant to section  
3           1758;

4           “(F) improvements to export licensing pro-  
5           cedures, compliance mechanisms, and export  
6           enforcement strategies; and

7           “(G) any other matter requested by the  
8           Secretary.

9           “(2) REQUIRED COMMITTEES.—The Secretary  
10          shall appoint a technical advisory committee for each  
11          of the following topics:

12           “(A) Computing technologies and informa-  
13           tion systems, including semiconductors, micro-  
14           electronics, artificial intelligence, and quantum  
15           computing.

16           “(B) Biotechnologies.

17           “(C) Automation, including robotics, ad-  
18           vanced manufacturing, and autonomous sys-  
19           tems.

20           “(D) Aerospace and space technologies.

21           “(E) Advanced materials.

22           “(F) Weapons of mass destruction.

23           “(G) Emerging and foundational tech-  
24           nologies.

25           “(H) Regulations and procedures.

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

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

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

23          “(6) MEMBERSHIP.—

24                  “(A) IN GENERAL.—The membership of  
25                  each technical advisory committee shall be

1           equally divided between national security ex-  
2           perts, technical specialists from a relevant in-  
3           dustry, and academic experts in a relevant field.

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

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

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

19          “(7) MEETINGS.—

20                 “(A) FREQUENCY.—Each technical advi-  
21                 sory committee shall meet not less frequently  
22                 than once every 120 days.

23                 “(B) SUBMISSION OF MINUTES.—The Sec-  
24                 retary shall submit to the appropriate congres-  
25                 sional committees the minutes of each meeting

1 of a technical advisory committee within 30  
2 days of each meeting.

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

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

14 “(A) an assessment of developments within  
15 the purview of the technical advisory committee;  
16 and

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

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

22 “(A) ADVERSARY.—The term ‘adversary’  
23 means—

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

4 “(ii) the Republic of Cuba;

5 “(iii) the Islamic Republic of Iran;

6 “(iv) the Democratic People’s Repub-  
7 lic of Korea;

8 “(v) the Russian Federation; and

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

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

24 “(C) TECHNICAL ADVISORY COMMITTEE.—  
25 The term ‘technical advisory committee’ means

1 a technical advisory committee appointed pursu-  
2 ant to subsection (a)(13).”.

3 **SEC. 4. REVIEW AND REPORT REGARDING CONTROLLED**  
4 **INTEGRATED CIRCUITS.**

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

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

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

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

4 **SEC. 5. DEFINITIONS.**

5           In this Act:

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

9                   (A) the Committee on Foreign Affairs of  
10                   the House of Representatives; and

11                   (B) the Committee on Banking, Housing,  
12                   and Urban Affairs of the Senate.

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

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