

112TH CONGRESS
1ST SESSION

H. R. 3288

To authorize the President to remove commercial satellites and related components from the United States Munitions List subject to certain restrictions, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 1, 2011

Mr. BERMAN (for himself, Mr. MANZULLO, Mr. SMITH of Washington, Mr. COFFMAN of Colorado, Mr. RUPPERSBERGER, Mr. BISHOP of Utah, Mr. CONNOLLY of Virginia, Mr. CHAFFETZ, and Mr. HEINRICH) introduced the following bill; which was referred to the Committee on Foreign Affairs

A BILL

To authorize the President to remove commercial satellites and related components from the United States Munitions List subject to certain restrictions, 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 “Safeguarding United
5 States Satellite Leadership and Security Act of 2011”.

1 **SEC. 2. AUTHORITY TO REMOVE SATELLITES AND RELATED**
2 **COMPONENTS FROM THE UNITED STATES**
3 **MUNITIONS LIST.**

4 Subject to section 5, the President is authorized to
5 remove commercial satellites and related components from
6 the United States Munitions List, consistent with the pro-
7 cedures in section 38(f) of the Arms Export Control Act
8 (22 U.S.C. 2778(f)).

9 **SEC. 3. PROHIBITION ON SATELLITE SALES TO THE PEO-**
10 **PLE'S REPUBLIC OF CHINA.**

11 No satellite or related component may be transferred
12 to, directly or indirectly, or launched into outer space by,
13 the Government of the People's Republic of China or any
14 entity or person of the People's Republic of China.

15 **SEC. 4. PROHIBITION ON SATELLITE SALES TO STATE**
16 **SPONSORS OF TERRORISM AND NORTH**
17 **KOREA.**

18 No satellite or related component may be transferred
19 to, directly or indirectly, or launched into outer space by,
20 the Government of Cuba, Iran, Sudan, Syria, or North
21 Korea or any entity or person of Cuba, Iran, Sudan, Syria,
22 or North Korea.

23 **SEC. 5. EFFECTIVE DATE.**

24 The President may not exercise the authority pro-
25 vided in section 2 of this Act before—

1 (1) the date that is 90 days after the date of
2 the enactment of this Act,

3 (2) the date on which the President submits to
4 Congress a determination that the transfer of com-
5 mercial satellites from the United States Munitions
6 List does not pose an unacceptable risk to the na-
7 tional security of the United States, or

8 (3) the date on which the President submits to
9 Congress a report regarding the risk-mitigating li-
10 censing controls, procedures, and safeguards the
11 President will put in place to reduce such risk to an
12 absolute minimum,

13 whichever occurs last.

14 **SEC. 6. DEFINITION.**

15 In this Act, the term “United States Munitions List”
16 means the list referred to in section 38(a)(1) of the Arms
17 Export Control Act (22 U.S.C. 2778(a)(1)).

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