(A) by striking “Export Administration Act of 1979” the first place it appears and inserting “Export Administration Act of 2001”; and

(B) by striking “Act of 1979” and inserting “Act of 2001”.

(2) Section 140(c) of the Foreign Relations Authorization Act, Fiscal Years 1988 and 1989 (22 U.S.C. 2566f(a)) is amended—

(A) in paragraph (1)(a), by inserting “or section 310 of the Export Administration Act of 1979” after “Act of 1979”; and

(B) in paragraph (2), by inserting “or 310 of the Export Administration Act of 2001” after “6(j)” of the Export Administration Act of 1979.

(3) Section 400(e)(1) of the State Department Basic Authorities Act of 1996 (22 U.S.C. 2712(e)(1)) is amended by striking “section 6(j)(1) of the Export Administration Act of 1979” and inserting “section 310 of the Export Administration Act of 2001”.

(4) Section 203(d)(2) of the State Department Basic Authorities Act of 1996 (22 U.S.C. 305(b)(4)(B)) is amended by striking “section 6(j) of the Export Administration Act of 1979” and inserting “section 310 of the Export Administration Act of 2001”.


(6) Section 203(b)(3) of the International Emergency Economic Powers Act (50 U.S.C. 1702(b)) is amended by striking “section 6(j) of the Export Administration Act of 1979, or under section 6 of such Act to the extent that such controls promote the nonproliferation or anti-terrorism policies of the United States” and inserting “the Export Administration Act of 2001”.


(8) Section 2332(d)(a) of title 18, United States Code, is amended by striking “section 6(j) of the Export Administration Act of 1979 (50 U.S.C. App. 2405)” and inserting “section 310 of the Export Administration Act of 2001”.


(B) by striking “Act of 1979” and inserting “Act of 2001”.


(12) Section 1956(c)(7)(D) of title 18, United States Code, is amended by striking “section 11 (relating to violations) of the Export Administration Act of 1979” and inserting “section 310 of the Export Administration Act of 2001”.


(14) Section 602(i)(2) of title 18, United States Code (as added by Public Law 106–185) is amended—

(A) by striking the “or” at the end of subparagraph (D);

(B) by striking the period at the end of subparagraph (E) and inserting “; or”;

and

(C) by inserting the following new subparagraph:

“(F) the Export Administration Act of 2001.”.

(j) CIVIL AIRCRAFT EQUIPMENT.—Notwithstanding any other provision of law, any product that is standard equipment, certified by the Federal Aviation Administration, in civil aircraft, and is an integral part of such aircraft, shall be subject to export control only under this Act. Any such product shall not be subject to controls under section 38(b)(2) of the Arms Export Control Act (22 U.S.C. 2778(b)).

(k) CIVIL AIRCRAFT SAFETY.—Notwithstanding any other provision of law, the Secretary may authorize, on a case-by-case basis, exports and reexports of civil aircraft equipment and technology that are necessary for compliance with flight safety requirements for commercial passenger aircraft. Flight safety requirements are defined as airworthiness directives issued by the Federal Aviation Administration (FAA) or equipment manufacturers’ maintenance instructions or bulletins approved or accepted by the FAA for the airworthiness of the manufacturers’ products.

(l) REPEAL OF CERTAIN EXPORT CONTROLS.—


SEC. 702. SAVINGS PROVISIONS.

(a) IN GENERAL.—All delegations, rules, regulations, orders, determinations, licenses, or other forms of administrative action which have been issued, made, conducted, or allowed to become effective under—

(1) the Export Control Act of 1949, the Export Administration Act of 1969, the Export Administration Act of 1979, or the International Emergency Economic Powers Act when invoked to maintain and continue the Export Administration regulations, or

(2) those provisions of the Arms Export Control Act which are amended by section 702,

and are in effect on the date of enactment of this Act, shall continue in effect according to the terms until modified, superseded, set aside, or revoked under this Act or the Arms Export Control Act.

(b) ADMINISTRATIVE AND JUDICIAL PROCEEDINGS.

(1) EXPORT ADMINISTRATION ACT.—This Act shall not affect any administrative or judicial proceedings commenced or any application for a license made, under the Export Administration Act of 1979 or pursuant to Executive Order 12924, which is pending at the time this Act takes effect. Any such proceeding, and any action on such application, shall continue under the Export Administration Act of 1979 as if that Act had not been repealed.

(2) OTHER PROVISIONS OF LAW.—This Act shall not affect any administrative or judicial proceeding commenced or any application for a license made, under those provisions of the Arms Export Control Act which are amended by section 702, if such proceeding or application is pending at the time this Act takes effect. Any such proceeding, and any action on such application, shall continue under those provisions as if those provisions had not been amended by section 702.

(c) TREATMENT OF CERTAIN DETERMINATIONS.—Any determination with respect to the government of a foreign country under section 6(j) of the Export Administration Act of 1979, or Executive Order 12924, that is in effect on the day before the date of enactment of this Act, shall, for purposes of this title or any other provision of law, be deemed to be made under section 310 of this Act until superseded by a determination under such section 310.

(d) LAWFUL INTELLIGENCE ACTIVITIES.—The prohibitions otherwise applicable under this Act do not apply with respect to any transaction subject to the reporting requirements of title V of the National Security Act of 1947. Notwithstanding any other provision of this Act, nothing shall affect the responsibilities and authorities of the Director of Central Intelligence under section 103 of the National Security Act of 1947.

(e) IMPLEMENTATION.—The Secretary shall make any revisions to the Export Administration regulations required by this Act no later than 180 days after the date of enactment of this Act.

Mr. SARBANES. Mr. President, I move to reconsider the vote.

Mr. NICKLES. I move to lay that motion on the table.

The motion to lay on the table was agreed to.

Mr. SARBANES. Mr. President, I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The assistant legislative clerk proceeded to call the roll.

Mr. SARBANES. Mr. President, I ask unanimous consent the order for the quorum call be rescinded.

The PRESIDING OFFICER. Without objection, it is so ordered.

MORNING BUSINESS

Mr. SARBANES. Mr. President, I ask unanimous consent the Senate proceed to a period of morning business with Senators permitted to speak therein for not to exceed 15 minutes each.

The PRESIDING OFFICER. Without objection, it is so ordered.

The Senator from Wyoming.

EXPORT ADMINISTRATION ACT

Mr. ENZI. Mr. President, what I would like to do is take some time, because I did not have an opportunity just before the vote, to thank all the people who worked on and participated in this bill that we have just completed, and that includes the people who are both for the bill and against the bill. Everybody made a contribution on this one.

As I mentioned before, all 100 Senators are interested in national security—deeply interested, deathly interested in national security. That has been demonstrated by the work that has been put in on this bill. They are no longer dividing and siding on the economy of the country advance. We just passed a bill that will allow both of those things to happen, and happen safely.

We have been without the kind of a bill we have needed for a long period of time. We just passed one that is considerably better than what we had in place, and is even better than the