

**AMENDMENT TO THE MCHENRY SUBSTITUTE
OFFERED BY MR. HECK OF WASHINGTON**

Page 50, strike line 3 and all that follows through
page 56, line 8, and insert the following:

1 **SEC. 301. RESTRICTION ON FINANCING FOR CERTAIN ENTI-**
2 **TIES.**

3 Section 2 of the Export-Import Bank Act of 1945
4 (12 U.S.C. 635), as amended by section 103(a) of this
5 Act, is amended by adding at the end the following:

6 “(m) **RESTRICTION ON FINANCING FOR CERTAIN**
7 **ENTITIES.—**

8 “(1) **IN GENERAL.—**Beginning on the date that
9 is 180 days after the date of the enactment of this
10 subsection, the Board of Directors may not approve
11 a transaction that is subject to approval by the
12 Board with respect to the provision by the Agency
13 of any guarantee, insurance, or extension of credit,
14 or the participation by the Agency in any extension
15 of credit for which the end user, obligor, or lender
16 is described in paragraph (2).

17 “(2) **PROHIBITED END USER, OBLIGOR, OR**
18 **LENDER.—**An end user, obligor, or lender is de-

1 scribed in this paragraph if the end user, obligor, or
2 lender is known to the Agency to be:

3 “(A) The People’s Liberation Army of the
4 People’s Republic of China.

5 “(B) The Ministry of State Security of the
6 People’s Republic of China.

7 “(C) Included on the Denied Persons List
8 or the Entity List maintained by the Bureau of
9 Industry and Security of the Department of
10 Commerce.

11 “(D) Included on the Arms Export Control
12 Act debarred list maintained by the Directorate
13 of Defense Trade Controls of the Department
14 of State.

15 “(E) Any person who has paid a criminal
16 fine or penalty pursuant to a conviction or reso-
17 lution or settlement agreement with the Depart-
18 ment of Justice for a violation of the Foreign
19 Corrupt Practices Act in the preceding 3 years.

20 “(F) A person who, in the preceding 3
21 years, appeared on the Annual Intellectual
22 Property Report to Congress by the Intellectual
23 Property Enforcement Coordinator in the Exec-
24 utive Office of the President, if the person was
25 convicted in any court

1 “(3) DEFINITIONS.—In this subsection:

2 “(A) PERSON.—The term ‘person’ means
3 an individual or entity.

4 “(B) ENTITY.—The term ‘entity’ means a
5 partnership, association, trust, joint venture,
6 corporation, group, subgroup, or other organi-
7 zation.”.

