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(Original Signature of Member)

119TH CONGRESS
2D SESSION

H. R.

To prohibit certain federally funded research collaborations with certain foreign entities, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

M. _____ introduced the following bill; which was referred to the Committee on _____

A BILL

To prohibit certain federally funded research collaborations with certain foreign entities, 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 “Securing Innovation
5 and Research from Adversaries Act”.

1 **SEC. 2. PROHIBITION ON FEDERALLY FUNDED RESEARCH**
2 **RELATIONSHIPS WITH CERTAIN FOREIGN EN-**
3 **TITIES.**

4 (a) PROHIBITION.—No Federal funds awarded
5 through a grant, contract, cooperative agreement, or any
6 other form of Federal financial assistance or other awards
7 issued under other transaction authority (in this section
8 referred to as a “federally funded research award”) may
9 be used by an individual or entity described in subsection
10 (b) to enter into, support, or carry out any research col-
11 laboration with either—

12 (1) an entity listed on a United States Govern-
13 ment restricted entity list; or

14 (2) an individual associated with such an entity.

15 (b) INDIVIDUAL OR ENTITY.—An individual or entity
16 described in this subsection is an individual or entity par-
17 ticipating in, receiving, or performing work under a feder-
18 ally funded research award.

19 (c) GUIDANCE.—To carry out this section, the Direc-
20 tor of the Office of Science and Technology Policy, in con-
21 sultation with the heads of relevant Federal research agen-
22 cies, shall issue Government-wide implementation guid-
23 ance to ensure standardized compliance requirements,
24 definitions, and enforcement mechanisms.

25 (d) WAIVER AUTHORITY.—

1 (1) IN GENERAL.—The head of a Federal agen-
2 cy may waive the prohibition under subsection (a),
3 on a case-by-case basis, if such head determines—

4 (A) such waiver is necessary to advance
5 the national security interests of the United
6 States; or

7 (B) the research collaboration under sub-
8 section (a) that is the subject of such waiver is
9 essential for a clearly defined scientific, public
10 health, or national security purpose that cannot
11 reasonably be achieved without such collabora-
12 tion.

13 (2) REPORT.—Not later than 30 days after
14 granting a waiver under paragraph (1), the head of
15 the Federal agency who so granted such waiver shall
16 submit to Congress a written notification that in-
17 cludes the following:

18 (A) The identity of the individual or entity
19 that is the subject of waiver.

20 (B) The justification for such waiver.

21 (C) The mitigation measures implemented
22 to protect the national security interests of the
23 United States, if applicable.

24 (e) DEFINITIONS.—In this section:

1 (1) RESEARCH COLLABORATION.—The term
2 “research collaboration” means any activity con-
3 ducted as part of a federally funded research award,
4 including the following:

5 (A) Joint research activities or projects.

6 (B) Co-authorship of scholarly publica-
7 tions, technical reports, or research outputs.

8 (C) Data sharing or processing, material
9 transfer, or exchange of research results, in-
10 cluding access to datasets, software, or research
11 infrastructure.

12 (D) Joint laboratories, research centers, or
13 institutes.

14 (E) Personnel exchanges, visiting scholar
15 appointments, or joint supervision of students
16 or researchers.

17 (F) Any other arrangement determined by
18 the head of the relevant Federal research fund-
19 ing agency to constitute research collaboration.

20 (2) NATIONAL LABORATORY.—The term “Na-
21 tional Laboratory” has the meaning given such term
22 in section 2 of the Energy Policy Act of 2005 (42
23 U.S.C. 15801).

1 (3) UNITED STATES GOVERNMENT RESTRICTED
2 ENTITY LISTS.—The term “United States Govern-
3 ment restricted entity list” includes the following:

4 (A) The Department of Commerce Bureau
5 of Industry and Security Entity List (Supple-
6 ment No. 4 to Part 744 of the Export Adminis-
7 tration Regulations).

8 (B) The Department of Commerce Bureau
9 of Industry and Security Military End User
10 List.

11 (C) The Department of the Treasury Of-
12 fice of Foreign Assets Control Specially Des-
13 ignated Nationals List.

14 (D) The Denied Persons List maintained
15 by the Bureau of Industry and Security of the
16 Department of Commerce and described in sec-
17 tion 764.3(a)(2) of the Export Administration
18 Regulations.

19 (E) The Department of Defense Chinese
20 Military Companies List maintained pursuant
21 to section 1260H of the National Defense Au-
22 thorization Act for Fiscal Year 2021 (10 U.S.C.
23 113 note).

1 (F) the Debarred Parties List maintained
2 by the Directorate of Defense Trade Controls of
3 the Department of State.

4 (G) The list of telecommunications compa-
5 nies of the People's Republic of China des-
6 igned under section 889 of the John S.
7 McCain National Defense Authorization Act for
8 Fiscal Year 2019 (Public Law 115-232) as
9 posing national security risks to the United
10 States.

11 (H) The list of institutions of higher edu-
12 cation and other entities determined to be affili-
13 ated with, or supporting, the People's Republic
14 of China's military-civil fusion strategy main-
15 tained pursuant to section 1286 of the John S.
16 McCain National Defense Authorization Act for
17 Fiscal Year 2019 (10 U.S.C. 2358 note).

18 (I) The list of semiconductor companies of
19 the People's Republic of China and affiliates
20 designated under section 5949 of the James M.
21 Inhofe National Defense Authorization Act for
22 Fiscal Year 2023 (Public Law 117-263; 41
23 U.S.C. 4713 note) as posing national security
24 risks to the United States.

1 (J) The Annex to Executive Order (EO)
2 14032, “Addressing the Threat from Securities
3 Investments That Finance Certain Companies
4 of the People’s Republic of China,” dated June
5 3, 2021, or superseding Executive Order.

6 (K) The list maintained by the Federal
7 Communications Commission of equipment and
8 services covered by section 2 of the Secure and
9 Trusted Communications Networks Act of 2019
10 (47 U.S.C. 1601; commonly referred to as the
11 “FCC Covered List”).

12 (L) Any foreign entity included on the De-
13 partment of Commerce Unverified List.

14 (M) The Uyghur Forced Labor Prevention
15 Act Entity List maintained by the Forced
16 Labor Enforcement Task Force pursuant to
17 section 2(d)(2)(B) of the Uyghur Forced Labor
18 Prevention Act (Public Law 117–78).

19 (N) The list of biotechnology company of
20 concern pursuant to section 851 of the National
21 Defense Authorization Act for Fiscal Year 2026
22 (Public Law 119–60).

23 (O) Any other entity list designated by the
24 President, the Secretary of Commerce, the Sec-
25 retary of the Treasury, or the Secretary of De-

1 fense as restricting or prohibiting transactions
2 with foreign entities for national security, for-
3 eign policy, or human rights reasons.