

103^D CONGRESS
1ST SESSION

H. R. 1243

To prohibit any foreign person from acquiring, directly or indirectly, Allison Transmission, a division of General Motors Corporation.

IN THE HOUSE OF REPRESENTATIVES

MARCH 4, 1993

Mr. TORRICELLI (for himself, Mr. BURTON of Indiana, Mr. PALLONE, Mr. GILMAN, and Mr. MURPHY) introduced the following bill; which was referred jointly to the Committees on Energy and Commerce, Banking, Finance and Urban Affairs, and Foreign Affairs

A BILL

To prohibit any foreign person from acquiring, directly or indirectly, Allison Transmission, a division of General Motors Corporation.

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. FINDINGS.**

4 The Congress finds that—

5 (1) the M1 tank program is critical to the
6 United States Armed Forces;

7 (2) the importance of the M1 tank program, in
8 particular, was demonstrated most recently during
9 Operation Desert Storm;

1 (3) a foreign manufacturer of transmissions has
2 proposed to acquire Allison Transmission, a division
3 of General Motors Corporation that is the sole pro-
4 vider of high technology transmissions equipment for
5 the M1 tank program;

6 (4) this acquisition would force the United
7 States Army to rely on a foreign source for such
8 critical equipment; and

9 (5) the sale or other transfer to a foreign per-
10 son of a United States business concern that is criti-
11 cal to the defense industrial base of the United
12 States would be detrimental to the national security
13 interests of the United States.

14 **SEC. 2. PROHIBITION ON ACQUISITION.**

15 (a) PROHIBITION.—Notwithstanding any other provi-
16 sion of law or any agreement to the contrary, no foreign
17 person shall acquire, directly or indirectly, ownership or
18 control of Allison Transmission, a division of General
19 Motors Corporation.

20 (b) ENFORCEMENT.—The Attorney General shall
21 seek appropriate relief, including injunctive or divestment
22 relief, in the district courts of the United States in order
23 to carry out this section.

1 **SEC. 3. DEFINITIONS.**

2 As used in this Act, the term “foreign person”
3 means—

4 (1) an individual who is not a citizen of the
5 United States or an alien admitted for permanent
6 residence to the United States;

7 (2) a corporation, partnership, or other non-
8 government entity which is created or organized
9 under the laws of a foreign country or which has its
10 principal place of business outside the United States;
11 and

12 (3) a foreign state as defined in section 1603
13 of title 28, United States Code.

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