

116<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 4753

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## AN ACT

To prohibit the Secretary of Homeland Security from operating or procuring foreign-made unmanned aircraft systems, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Drone Origin Security  
3 Enhancement Act”.

4 **SEC. 2. PROHIBITION ON OPERATION OR PROCUREMENT**  
5 **OF FOREIGN-MADE UNMANNED AIRCRAFT**  
6 **SYSTEMS.**

7 (a) PROHIBITION ON AGENCY OPERATION OR PRO-  
8 CUREMENT.—The Secretary of Homeland Security may  
9 not operate, provide financial assistance for, or enter into  
10 or renew a contract for the procurement of—

11 (1) an unmanned aircraft system (UAS) that—

12 (A) is manufactured in a covered foreign  
13 country or by a corporation domiciled in a cov-  
14 ered foreign country;

15 (B) uses flight controllers, radios, data  
16 transmission devices, cameras, or gimbals man-  
17 ufactured in a covered foreign country or by a  
18 corporation domiciled in a covered foreign coun-  
19 try;

20 (C) uses a ground control system or oper-  
21 ating software developed in a covered foreign  
22 country or by a corporation domiciled in a cov-  
23 ered foreign country; or

24 (D) uses network connectivity or data stor-  
25 age located in or administered by a corporation  
26 domiciled in a covered foreign country; or

1           (2) a system manufactured in a covered foreign  
2           country or by a corporation domiciled in a covered  
3           foreign country for the detection or identification of  
4           covered unmanned aircraft systems.

5           (b) WAIVER.—The Secretary of Homeland Security  
6           may waive the prohibition under subsection (a) on a case  
7           by case basis by certifying in writing to the Committee  
8           on Homeland Security of the House of Representatives  
9           and the Committee on Homeland Security and Govern-  
10          mental Affairs of the Senate that the operation or procure-  
11          ment that is the subject of such a waiver is required—

12           (1) in the national interest of the United  
13          States;

14           (2) for counter-UAS surrogate testing and  
15          training; or

16           (3) for intelligence, electronic warfare, or infor-  
17          mation warfare operations, testing, analysis, and or  
18          training.

19          (c) DEFINITIONS.—In this section:

20           (1) COVERED FOREIGN COUNTRY.—The term  
21          “covered foreign country” means a country labeled  
22          as a strategic competitor in the “Summary of the  
23          2018 National Defense Strategy of the United  
24          States of America: Sharpening the American Mili-  
25          tary’s Competitive Edge” issued by the Department

1 of Defense pursuant to section 113 of title 10,  
2 United States Code.

3 (2) COVERED UNMANNED AIRCRAFT SYSTEM.—

4 The term “unmanned aircraft system” has the  
5 meaning given such term in section 331 of the FAA  
6 Modernization and Reform Act of 2012 (Public Law  
7 112–95; 49 U.S.C. 44802 note).

Passed the House of Representatives February 10,  
2020.

Attest:

*Clerk.*



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