

116TH CONGRESS
2D SESSION

S. 4474

To amend the Arms Export Control Act to prohibit the export of certain unmanned aircraft systems.

IN THE SENATE OF THE UNITED STATES

AUGUST 6, 2020

Mr. MURPHY (for himself, Mr. LEE, Mr. SANDERS, Mr. COONS, and Mr. PAUL) introduced the following bill; which was read twice and referred to the Committee on Foreign Relations

A BILL

To amend the Arms Export Control Act to prohibit the export of certain unmanned aircraft systems.

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. PROHIBITION ON EXPORT OF CERTAIN UN-**
4 **MANNED AIRCRAFT SYSTEMS.**

5 Chapter 7 of the Arms Export Control Act (22
6 U.S.C. 2797 et seq.) is amended by inserting after section
7 73B the following:

1 **“SEC. 73C. PROHIBITION ON EXPORT OF CERTAIN UN-**
2 **MANNED AIRCRAFT SYSTEMS.**

3 “(a) IN GENERAL.—Except as provided by subsection
4 (b), the export, transfer, or trade of covered unmanned
5 aircraft systems, or equipment, assemblies, or components
6 for such systems, is prohibited.

7 “(b) EXCEPTION.—The prohibition under subsection
8 (a) does not apply to the export, transfer, or trade of sys-
9 tems, equipment, assemblies, or components described in
10 that subsection to the government of any of the following:

11 “(1) A country that is a member of the North
12 Atlantic Treaty Organization.

13 “(2) Australia.

14 “(3) Israel.

15 “(4) Japan.

16 “(5) New Zealand.

17 “(6) South Korea.

18 “(c) DEFINITIONS.—In this section:

19 “(1) COVERED UNMANNED AIRCRAFT SYS-
20 TEM.—The term ‘covered unmanned aircraft system’
21 means an unmanned aircraft system—

22 “(A) capable of delivering a payload of not
23 less than 500 kilograms over a range of not less
24 than 300 kilometers; or

25 “(B) described in item 1.A.2 of category I
26 of the MTCR Annex.

1 “(2) PAYLOAD.—The term ‘payload’ means the
2 total mass that can be carried or delivered by an un-
3 manned aircraft system that is not used to maintain
4 flight.

5 “(3) RANGE.—The term ‘range’ means the
6 maximum distance that an unmanned aircraft sys-
7 tem is capable of traveling in the mode of stable
8 flight as measured by the projection of its trajectory
9 over the surface of the Earth.”.

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