

118TH CONGRESS
1ST SESSION

H. R. 401

To prohibit the Director of the National Science Foundation from awarding grants and other forms of assistance to Chinese communist military companies and their affiliates, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 20, 2023

Mr. ALLEN introduced the following bill; which was referred to the Committee on Science, Space, and Technology

A BILL

To prohibit the Director of the National Science Foundation from awarding grants and other forms of assistance to Chinese communist military companies and their affiliates, 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 “American Science First
5 Act”.

1 **SEC. 2. RESTRICTION ON NATIONAL SCIENCE FOUNDATION**
2 **GRANTS AND OTHER FORMS OF ASSISTANCE**
3 **TO CHINESE COMMUNIST MILITARY COMPA-**
4 **NIES AND THEIR AFFILIATES.**

5 (a) IN GENERAL.—Notwithstanding any other provi-
6 sion of law, the Director of the National Science Founda-
7 tion may not provide grants or other forms of assistance
8 to any individual or entity that is affiliated or otherwise
9 has a relationship, including but not limited to a research
10 partnership, joint venture, or contract with—

11 (1) an entity included on the list maintained
12 and set forth in Supplement No. 4 to part 744 of
13 the Export Administration Regulations;

14 (2) a company on the list required by section
15 1237 of the Strom Thurmond National Defense Au-
16 thorization Act for Fiscal Year 1999 (Public Law
17 105–261; 50 U.S.C. 1701 note), or required by sec-
18 tion 1260H of the Mac Thornberry National De-
19 fense Authorization Act for Fiscal Year 2021 (Pub-
20 lic Law 116–283), or any successor list; or

21 (3) any parent, subsidiary, affiliate of, or entity
22 owned by or controlled by, an entity described in
23 paragraph (1) or (2).

24 (b) EXPORT ADMINISTRATION REGULATIONS DE-
25 FINED.—In this section, the term “Export Administration
26 Regulations” means the regulations set forth in sub-

1 chapter C of chapter VII of title 15, Code of Federal Reg-
2 ulations, or successor regulations.

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