

## **Support the ADVERSARIES Act**

*Addressing Dangerous Vulnerabilities in Exports and Research to Strategic Adversaries,  
Regimes, and Industrial Entities of Security concern Act*

***Reps. Max Miller (R-OH-07), Jefferson Shreve (R-IN-06), Michael McCaul (R-TX-10), and  
Del. James Moylan (R-GU)***

### **Background:**

The Bureau of Industry and Security (BIS) is responsible for ensuring that sensitive American technology does not fall into the hands of our adversaries. They do this by maintaining the Commerce Control List and the Entities List, which regulate the export of controlled, dual-use technology to entities of concern.

Under the Export Control Reform Act, BIS is only permitted to list foreign persons on the Entities List, which does not include U.S. incorporated subsidiary companies owned or controlled by foreign companies of concern.

This loophole has allowed adversaries, like the Peoples' Republic of China, to circumvent U.S. export controls, out compete American businesses, and bolster their military capabilities, by stealing our technology.

The ADVERSARIES Act would close this loophole and ensure that the PRC cannot take advantage of our open markets to repress its people and strengthen its military.

### **Legislative Summary:**

This bill will change the definition of "foreign person" under the Export Control Reform Act to include all 1260-H list Chinese Military companies, Military End User list companies, Entity List companies, and their subsidiaries or affiliates owned 50 percent or more. This will broaden the authority of BIS to list companies that threaten U.S. national security on the Entity List.

This will allow BIS to prevent sensitive American technology from landing in the hands of strategic adversaries like China.

**For more information on this bill, please contact Michael Kraan with Rep. Miller at [Michael.Kraan@mail.house.gov](mailto:Michael.Kraan@mail.house.gov).**