

119TH CONGRESS
1ST SESSION

S. _____

To require the Committee on Foreign Investment in the United States to annually review, update, and report on the facilities and property of the United States Government determined to be national security sensitive for purposes of review of real estate transactions under section 721 of the Defense Production Act of 1950.

IN THE SENATE OF THE UNITED STATES

Mr. SCOTT of South Carolina (for himself, Mr. CRAPO, Mr. ROUNDS, Mr. TILLIS, Mr. KENNEDY, Mr. HAGERTY, Mrs. BRITT, Mr. RICKETTS, Mr. CRAMER, Mr. MORENO, and Mr. BANKS) introduced the following bill; which was read twice and referred to the Committee on

A BILL

To require the Committee on Foreign Investment in the United States to annually review, update, and report on the facilities and property of the United States Government determined to be national security sensitive for purposes of review of real estate transactions under section 721 of the Defense Production Act of 1950.

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. REVIEW OF AND REPORTING ON NATIONAL SE-**
2 **CURITY SENSITIVE SITES FOR PURPOSES OF**
3 **REVIEWS OF REAL ESTATE TRANSACTIONS**
4 **BY THE COMMITTEE ON FOREIGN INVEST-**
5 **MENT IN THE UNITED STATES.**

6 (a) LIST OF NATIONAL SECURITY SENSITIVE
7 SITES.—Section 721(a)(4)(C) of the Defense Production
8 Act of 1950 (50 U.S.C. 4565(a)(4)(C)) is amended by
9 adding at the end the following:

10 “(iii) LIST OF SITES.—For purposes
11 of subparagraph (B)(ii), the Committee
12 may prescribe through regulations a list of
13 facilities and property of the United States
14 Government that are sensitive for reasons
15 relating to national security. Such list may
16 include certain facilities and property of
17 the intelligence community and National
18 Laboratories (as defined in section 2 of the
19 Energy Policy Act of 2005 (42 U.S.C.
20 15801)).”.

21 (b) REVIEW AND REPORTS.—Section 721(m) of the
22 Defense Production Act of 1950 (50 U.S.C. 4565(m)(2))
23 is amended—

24 (1) in paragraph (2), by adding at the end the
25 following:

1 “(L) A list of all notices and declarations
2 filed and all reviews or investigations of covered
3 transactions completed during the period relat-
4 ing to facilities and property of the United
5 States Government determined to be sensitive
6 for reasons relating to national security for pur-
7 poses of subsection (a)(4)(B)(ii).

8 “(M) A certification that the list of sites
9 identified under subsection (a)(4)(C)(iii) re-
10 flects consideration of the recommended up-
11 dates and revisions submitted under paragraph
12 (4)(B). Upon request from any Member of Con-
13 gress specified in subsection (b)(3)(C)(iii), the
14 chairperson shall provide a classified briefing to
15 that Member, and staff of the member with ap-
16 propriate security clearances, regarding the list
17 of sites identified under subsection
18 (a)(4)(C)(iii).”;

19 (2) by redesignating paragraph (4) as para-
20 graph (5); and

21 (3) by inserting after paragraph (3) the fol-
22 lowing:

23 “(4) ANNUAL REVIEW OF LIST OF FACILITIES
24 AND PROPERTY.—Not later than January 31 of each
25 year, each member of the Committee shall—

1 “(A) review the facilities and property of
2 the agency represented by that member that are
3 on the list prescribed under subparagraph
4 (C)(iii) of subsection (a)(4) of facilities and
5 property that are sensitive for reasons relating
6 to national security for purposes of subpara-
7 graph (B)(ii) of that subsection; and

8 “(B) submit to the chairperson a report on
9 that review, after approval of the report by an
10 Assistant Secretary or equivalent official of the
11 agency, which shall include any recommended
12 updates or revisions to the list regarding facili-
13 ties and property administered by the member
14 of the Committee.”.