

119TH CONGRESS
2D SESSION

H. R. 2683

AN ACT

To provide for control of remote access of items under the
Export Control Reform Act of 2018.

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 “Remote Access Secu-
3 rity Act”.

4 SEC. 2. CONTROL OF REMOTE ACCESS OF ITEMS UNDER
5 THE EXPORT CONTROL REFORM ACT OF 2018.

6 The Export Control Reform Act of 2018 is amended
7 as follows:

“(15) REMOTE ACCESS.—The term ‘remote access’ means access on a purposeful, knowing, reckless, or negligent basis to an item subject to the jurisdiction of the United States under this Act by a foreign person through a network connection, including the internet or a cloud computing service, from a location other than where the item is physically located if the Secretary determines that the use of the item could pose a serious risk to the national security or foreign policy of the United States. Nothing in this paragraph may be construed to lower the requisite mens rea required to be proven for criminal liability under section 1760.”.

23 (2) In section 1752 (50 U.S.C. 4811)—

24 (A) in paragraph (1)—

1 (i) in subparagraph (A), by inserting
2 “or remote access of such items” after
3 “export of items”; and

4 (ii) in subparagraph (B), by inserting
5 “or remote access of such items” after
6 “export of items”; and

7 (B) in paragraph (2)—

13 (ii) in subparagraph (A), by inserting
14 “or remote access” after “the release”.

15 (3) In section 1753 (50 U.S.C. 4812)—

16 (A) in subsection (a)—

17 (i) in paragraph (1), by striking
18 “and” at the end;

19 (ii) in paragraph (2)(F), by striking
20 the period at the end and inserting “;
21 and”; and

22 (iii) by adding at the end the fol-
23 lowing:

1 “(3) the remote access of items subject to the
2 jurisdiction of the United States by a foreign per-
3 son.”;

4 (B) in subsection (b)—

5 (i) in paragraph (6), by striking
6 “and” at the end;

7 (ii) in paragraph (7), by striking the
8 period at the end and inserting “; and”;
9 and

10 (iii) by adding at the end the fol-
11 lowing:

12 “(8) regulate the remote access of items de-
13 scribed in subsection (a)(3).”; and

14 (C) in subsection (c)—

15 (i) by striking “or in-country trans-
16 fer” each place it appears and inserting
17 “in-country transfer, or remote access”;
18 and

19 (ii) by striking “subsections (b)(1) or
20 (b)(2)” and inserting “subsections (b)(1),
21 (b)(2), or (b)(8)”.

22 (4) In section 1754 (50 U.S.C. 4813)—

23 (A) in subsection (a)—

1 (i) in paragraph (3), by striking “and
2 in-country transfers” and inserting “in-
3 country transfers, and remote access”;
4 (ii) in paragraph (4), by striking “and
5 in-country transfers” and inserting “in-
6 country transfers, and remote access”;
7 (iii) in paragraph (5), by striking
8 “and in-country transfers” and inserting
9 “in-country transfers, and remote access”;
10 (iv) in paragraph (6), by striking
11 “United States export control” and insert-
12 ing “United States control”;
13 (v) in paragraph (7), by striking “ex-
14 port controls” and inserting “controls”;
15 (vi) in paragraph (10), by striking “or
16 in-country transferred” and inserting “in-
17 country transferred or accessed remotely”;
18 (vii) in paragraph (11), by adding at
19 the end before the semicolon the following:
20 “or remote access”; and
21 (viii) in paragraph (15), by adding at
22 the end before “; and” the following: “or
23 remotely access (including the provision
24 thereof)”;

(B) in subsection (b), by striking “or in-country transfer” and inserting “in-country transfer, or remote access”; and

4 (C) in subsection (d)(1)(A), by striking “or
5 in-country transfer” and inserting “in-country
6 transfer, or remote access (including the provi-
7 sion thereof)”.

8 (5) In section 1755 (50 U.S.C. 4814)—

9 (A) in subsection (b)(2)—

10 (i) in subparagraph (C), by striking
11 “and in-country transfers” and inserting
12 “in-country transfers, and remote access
13 (including the provision thereof); and

14 (ii) in subparagraph (E), by striking
15 “and in-country transfers” and inserting
16 “in-country transfers, and remote access
17 (including the provision thereof)”; and

18 (B) in subsection (c), by striking “export
19 controls” and inserting “controls”.

20 (6) In section 1756 (50 U.S.C. 4815)—

21 (A) in subsection (a), in the matter pre-
22 ceding paragraph (1), by striking “and in-coun-
23 try transfer” and inserting “in-country trans-
24 fer, and remote access”; and

1 (B) in subsection (b), by striking “or in-
2 country transfer” and inserting “in-country
3 transfer, or provide remote access to”.

4 (7) In section 1757 (50 U.S.C. 4816)—

5 (A) in subsection (a), by striking “or in-
6 country transfer” and inserting “in-country
7 transfer, or remote access”; and

10 (8) In section 1760 (50 U.S.C. 4819)—

11 (A) in subsection (a)(2)(F)—

12 (i) in clause (ii), by striking “any ex-
13 port control document or any report” and
14 inserting “any document or report”; and

15 (ii) in clause (iii), by striking “or in-
16 country transfer” and inserting “in-coun-
17 try transfer, or remote access”;

18 (B) in subsection (c)(1)(C), by striking “or
19 in-country transfer” and inserting “in-country
20 transfer, or remotely access (including the pro-
21 vision thereof); and

22 (C) in subsection (e)(1)(A)—

23 (i) in clause (i), by striking “or in-
24 country transfer outside the United States
25 any item” and inserting “in-country trans-

1 fer outside the United States any item or
2 remotely access any item (or provide such
3 access)”; and

4 (ii) in clause (ii), by striking “or in-
5 country transfer” and inserting “in-coun-
6 try transfer of items, or provide remote ac-
7 cess to items”.

8 (9) In section 1761 (50 U.S.C. 4820)—

(A) in subsection (a)(5), by striking “or in-country transferred” and inserting “in-country transferred, or remotely accessed”; and

12 (B) in subsection (h)(1)(B), by striking
13 “or in-country transfer” and inserting “in-coun-
14 try transfer of items, or provide remote access
15 to items”.

16 (10) In section 1767(b)(2)(A) (50 U.S.C.
17 4825(b)(2)(A)), by striking “and in-country trans-
18 fer” and inserting “in-country transfer, or remote
19 access”.

20 SEC. 3. CONSULTATION WITH CONGRESS.

21 (a) IN GENERAL.—The Secretary of Commerce shall
22 ensure that the appropriate congressional committees are
23 kept fully and currently informed of any anticipated pro-
24 mulgation of regulations to control the remote access of
25 items under the Export Control Reform Act of 2018, as

1 amended by section 2, including ensuring such committees
2 are informed, in a classified setting as necessary, on—

3 (1) the national security risk that would be ad-
4 dressed by the regulations;

5 (2) how the method of the regulations addresses
6 the national security risk; and

7 (3) how the regulations may impact the econ-
8 omy of the United States.

9 (b) RULE OF CONSTRUCTION.—Nothing in this sec-
10 tion may be construed to require the approval of the ap-
11 propriate congressional committees as a condition prece-
12 dent to the exercise of an authority under the Export Con-
13 trol Reform Act of 2018, as amended by section 2.

14 (c) APPROPRIATE CONGRESSIONAL COMMITTEES DE-
15 FINED.—In this section, the term “appropriate congres-
16 sional committees” means—

17 (1) the Committee on Foreign Affairs of the
18 House of Representatives; and

19 (2) the Committee on Banking, Housing, and
20 Urban Affairs of the Senate.

Passed the House of Representatives January 12,
2026.

Attest:

Clerk.

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