

119TH CONGRESS
2D SESSION

H. R. 8036

To amend the Export Control Reform Act of 2018 to permit the Secretary of State, Defense, or Energy to submit proposed rules to the Export Administration Review Board, to require the Secretary of State to evaluate the military civil fusion strategy of the People’s Republic of China, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 24, 2026

Mr. BAIRD introduced the following bill; which was referred to the Committee on Foreign Affairs

A BILL

To amend the Export Control Reform Act of 2018 to permit the Secretary of State, Defense, or Energy to submit proposed rules to the Export Administration Review Board, to require the Secretary of State to evaluate the military civil fusion strategy of the People’s Republic of China, 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 “Interagency Coordina-
5 tion in Export Controls Act of 2026”.

1 **SEC. 2. INTERAGENCY RULEMAKING PROPOSALS.**

2 Section 1754 of the Export Control Reform Act of
3 2018 (50 U.S.C. 4813) is amended—

4 (1) in subsection (a), by striking “consultation”
5 and inserting “coordination”; and

6 (2) by adding at the end, the following new sub-
7 section:

8 “(g) INTERAGENCY RULEMAKING PROPOSALS.—

9 “(1) SUBMISSION OF PROPOSALS.—The Sec-
10 retary of State, Defense, or Energy may submit to
11 the Export Administration Review Board (or its suc-
12 cessor) (hereinafter the ‘Board’) a proposal for a
13 new rule, or an amendment to an existing rule,
14 under the Export Administration Regulations.

15 “(2) APPROVAL OF PROPOSALS.—

16 “(A) IN GENERAL.—Except as provided
17 under subparagraph (B), not later than days 30
18 days after a proposal is submitted under para-
19 graph (1), the Board shall vote to accept or re-
20 ject the proposal. The Secretary shall initiate
21 the rulemaking process for each proposal ac-
22 cepted by a simple majority vote of the Board.

23 “(B) EXCEPTION.—A Board member may
24 extend the deadline described in subparagraph
25 (A) by an additional 30 days if—

1 “(i) a Board member requires addi-
2 tional information regarding the proposal
3 with respect to which such extension is
4 sought; and
5 “(ii) the Board member that issued
6 such proposal agrees to such extension.”.

7 **SEC. 3. STATE DEPARTMENT EVALUATION OF CHINA’S**
8 **MILITARY-CIVIL FUSION STRATEGY.**

9 (a) IN GENERAL.—Not later than 30 days after the
10 date of the enactment of this Act, the Secretary shall, in
11 consultation with each agency that is represented by a
12 member of the Operating Committee for Export Policy,
13 complete a review of the implications of the military-civil
14 fusion strategy of the People’s Republic of China (in this
15 Act referred to as the “PRC”) for the export control policy
16 of the United States and for the national security of the
17 United States, including a review of the following topics:

18 (1) The exploitation of United States and allied
19 technology and talent by the PRC to modernize the
20 PRC’s military.

21 (2) Whether any entity in the PRC can be con-
22 sidered, in the context of United States national se-
23 curity and export control policy, a purely civilian en-
24 tity.

1 (3) The reliability of end-use checks and end-
2 use conditions for exports, reexports, and in-country
3 transfers to entities that are located or
4 headquartered in, or the ultimate parent company of
5 which is headquartered in, the PRC.

6 (4) The relationship between the PRC's stra-
7 tegic technology sectors (such as artificial intel-
8 ligence, semiconductor, quantum, robotics, bio-
9 technology) and the PRC's military.

10 (5) Whether the addition of any entity to the
11 Military End-User List would address to any extent
12 the national security risks posed by the military-civil
13 fusion strategy of the PRC.

14 (6) Due diligence required by exporters to pre-
15 vent the PRC's military from accessing United
16 States technology.

17 (7) Whether any change to United States ex-
18 port control policy would address to any extent the
19 national security risks posed by the military-civil fu-
20 sion strategy of the PRC.

21 (8) Any other topic the Secretary determines is
22 relevant for this review.

23 (b) PROPOSED CHANGES TO POLICY.—

24 (1) IN GENERAL.—Not later than 90 days after
25 the date of the enactment of this Act, the Secretary

1 shall consider proposing to the Export Administra-
2 tion Review Board (or any successor entity) any
3 change to United States export control policy identi-
4 fied pursuant to the review required by subsection
5 (a), which may include—

6 (A) additions to the Military End-User
7 List;

8 (B) changes to export control restrictions
9 on certain military end uses;

10 (C) new rules or amendments to the Ex-
11 port Administration Regulations;

12 (D) a final rule pursuant to the proposed
13 rule published in the Federal Register entitled
14 “End-Use and End-User Based Export Con-
15 trols, Including U.S. Persons Activities Con-
16 trols: Military and Intelligence End Uses and
17 End Users” (89 Fed. Reg. 60985 (July 29,
18 2024)); and

19 (E) any other policy the Secretary deter-
20 mines would address the national security risks
21 posed by the military-civil fusion strategy of the
22 PRC.

23 (2) INTERAGENCY VOTE.—The Board shall vote
24 on the adoption of each change proposed pursuant
25 to paragraph (1) in the manner described in sub-

1 section (g)(2) of section 1754 of the Export Control
2 Reform Act of 2018 (50 U.S.C. 4813), as added by
3 section 2.

4 (c) REPORT TO CONGRESS.—Not later than 150 days
5 after the date of the enactment of this Act, the Secretary
6 shall submit to the appropriate congressional committees
7 a report that includes the following:

8 (1) The review required by subsection (a).

9 (2) Any proposed rule required by subsection
10 (b).

11 (3) Any change in United States policy ap-
12 proved by the Export Administration Review Board.

13 (4) Any recommended change to United States
14 law that would help address the national security
15 risks posed by the military-civil fusion strategy of
16 the PRC.

17 **SEC. 4. DEFINITIONS.**

18 In this Act:

19 (1) APPROPRIATE CONGRESSIONAL COMMIT-
20 TEES.—The term “appropriate congressional com-
21 mittees” means—

22 (A) the Committee on Foreign Affairs of
23 the House of Representatives; and

24 (B) the Committee on Banking, Housing,
25 and Urban Affairs of the Senate.

1 (2) MILITARY END-USER LIST.—The term
2 “Military End-User List” means the list maintained
3 by the Bureau of Industry and Security of the De-
4 partment of Commerce and set forth in Supplement
5 No. 7 to part 744 of title 15, Code of Federal Regu-
6 lations, or successor regulations.

7 (3) OPERATING COMMITTEE FOR EXPORT POL-
8 ICY.—The term “Operating Committee for Export
9 Policy” means the Operating Committee for Export
10 Policy referred to in section 1763(c) of the John S.
11 McCain National Defense Authorization Act for Fis-
12 cal Year 2019 (50 U.S.C. 4822(c)).

13 (4) SECRETARY.—The term “Secretary” means
14 the Secretary of State.

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