

PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 4863) TO PROMOTE THE COMPETITIVENESS OF THE UNITED STATES, TO REFORM AND RE-AUTHORIZE THE UNITED STATES EXPORT FINANCE AGENCY, AND FOR OTHER PURPOSES; AND FOR OTHER PURPOSES

NOVEMBER 13, 2019.—Referred to the House Calendar and ordered to be printed

Mr. DESAULNIER, from the Committee on Rules,
submitted the following

R E P O R T

[To accompany H. Res. 695]

The Committee on Rules, having had under consideration House Resolution 695, by a record vote of 9 to 3, report the same to the House with the recommendation that the resolution be adopted.

SUMMARY OF PROVISIONS OF THE RESOLUTION

The resolution provides for consideration of H.R. 4863, the United States Export Finance Agency Act of 2019, under a structured rule. The resolution provides one hour of general debate on the bill equally divided and controlled by the chair and ranking minority member of the Committee on Financial Services. The resolution waives all points of order against consideration of the bill. The resolution provides that an amendment in the nature of a substitute consisting of the text of Rules Committee Print 116-36 shall be considered as adopted and the bill, as amended, shall be considered as read. The resolution waives all points of order against provisions in the bill, as amended. The resolution makes in order only those amendments printed in this report. Each such amendment may be offered only in the order printed in this report, may be offered only by a Member designated in this report, shall be considered as read, shall be debatable for the time specified in this report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. The resolution waives all points of order against the amendments printed in this report. The resolution provides one motion to recommit with or without instructions. The resolution amends House Resolution 6 to extend the Select Committee on the Modernization of Congress until the conclusion of the One Hundred Sixteenth Congress. The resolution provides that House

Resolution 661 is hereby adopted. The resolution provides that House Resolution 693 is hereby adopted. The resolution provides that a motion to discharge House Concurrent Resolution 70 shall be in order on November 21, 2019, if offered by Representative Gabbard, with 20 minutes of debate equally divided and controlled by Representative Gabbard and an opponent. The resolution provides that the provisions of section 7 of the War Powers Resolution (50 U.S.C. 1546) shall not apply during the remainder of the One Hundred Sixteenth Congress to House Concurrent Resolution 70.

EXPLANATION OF WAIVERS

The waiver of all points of order against consideration of H.R. 4863 includes a waiver of clause 3(d) of rule XIII, which requires the inclusion of a committee cost estimate in a committee report. A CBO cost estimate on H.R. 4863 was not available at the time the Committee on Financial Services filed its report.

Although the resolution waives all points of order against provisions in H.R. 4863, as amended, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

Although the resolution waives all points of order against the amendments printed in this report, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

COMMITTEE VOTES

The results of each record vote on an amendment or motion to report, together with the names of those voting for and against, are printed below:

Rules Committee record vote No. 204

Motion by Mr. Cole to report an open rule. Defeated: 3–8

Majority Members	Vote	Minority Members	Vote
Mr. Hastings	Nay	Mr. Cole	Yea
Mrs. Torres	Nay	Mr. Woodall	Yea
Mr. Perlmutter	Mr. Burgess
Mr. Raskin	Nay	Mrs. Lesko	Yea
Ms. Scanlon	Nay		
Mr. Morelle	Nay		
Ms. Shalala	Nay		
Mr. DeSaulnier	Nay		
Mr. McGovern, Chairman	Nay		

Rules Committee record vote No. 205

Motion by Mr. Woodall to amend the rule to add a section that provides that it shall be in order at any time through November 21, 2019, for the Speaker to entertain motions that the House suspend the rules relating to the bill (H.R. 553) to amend title 10, United States Code, to repeal the requirement for reduction of survivor annuities under the Survivor Benefit Plan for military surviving spouses to offset the receipt of veterans dependency and indemnity compensation, and for other purposes. Defeated: 3–9

Majority Members	Vote	Minority Members	Vote
Mr. Hastings	Nay	Mr. Cole	Yea
Mrs. Torres	Nay	Mr. Woodall	Yea
Mr. Perlmutter	Nay	Mr. Burgess

Majority Members	Vote	Minority Members	Vote
Mr. Raskin	Nay	Mrs. Lesko	Yea
Ms. Scanlon	Nay		
Mr. Morelle	Nay		
Ms. Shalala	Nay		
Mr. DeSaulnier	Nay		
Mr. McGovern, Chairman	Nay		

Rules Committee record vote No. 206

Motion by Mrs. Lesko to amend the rule to provide for consideration of H.R. 3407, the United States Export Finance Agency Act of 2019, authored by Chairwoman Waters, under an open rule. Defeated: 3–9

Majority Members	Vote	Minority Members	Vote
Mr. Hastings	Nay	Mr. Cole	Yea
Mrs. Torres	Nay	Mr. Woodall	Yea
Mr. Perlmutter	Nay	Mr. Burgess	Yea
Mr. Raskin	Nay	Mrs. Lesko	Yea
Ms. Scanlon	Nay		
Mr. Morelle	Nay		
Ms. Shalala	Nay		
Mr. DeSaulnier	Nay		
Mr. McGovern, Chairman	Nay		

Rules Committee record vote No. 207

Motion by Mrs. Lesko to amend the rule to make in order amendment #1, offered by Rep. Gonzalez (OH), which requires certain beneficiaries of Agency assistance to certify that they do not punish U.S. employees for expressing personal views on the Chinese government's crackdown in Hong Kong, its political repression of religious and ethnic minorities in western China, or its violation of international recognized human rights. Defeated: 3–9

Majority Members	Vote	Minority Members	Vote
Mr. Hastings	Nay	Mr. Cole	Yea
Mrs. Torres	Nay	Mr. Woodall	Yea
Mr. Perlmutter	Nay	Mr. Burgess	Yea
Mr. Raskin	Nay	Mrs. Lesko	Yea
Ms. Scanlon	Nay		
Mr. Morelle	Nay		
Ms. Shalala	Nay		
Mr. DeSaulnier	Nay		
Mr. McGovern, Chairman	Nay		

Rules Committee record vote No. 208

Motion by Mrs. Lesko to amend the rule to make in order the following amendments: amendment #7, offered by Rep. Barr (KY), which restricts Export-Import Bank assistance to the Chinese government unless Congress finds that China is upholding its commitments with respect to Hong Kong under the Sino-British Joint Declaration, the international treaty that ensures Hong Kong's freedoms; amendment #16, offered by Rep. Posey (FL), which prohibits EXIM assistance involving the Chinese government unless POTUS certifies China does not make employment in the Tibet Autonomous Region conditional on denouncement of the Dalai Lama; and China has ceased human rights violations and abuses through repression, mass arbitrary detention, and high-technology surveil-

lance against religious groups; and amendment #21, offered by Rep. Hill (AR), which prohibits the Bank from lending to a Chinese company unless the President reports that the company is not knowingly authorizing, engaging in, or facilitating the theft of U.S. intellectual property or the illicit transfer of technology from a U.S. person. Defeated: 3–9

Majority Members	Vote	Minority Members	Vote
Mr. Hastings	Nay	Mr. Cole	Yea
Mrs. Torres	Nay	Mr. Woodall	Yea
Mr. Perlmutter	Nay	Mr. Burgess
Mr. Raskin	Nay	Mrs. Lesko	Yea
Ms. Scanlon	Nay		
Mr. Morelle	Nay		
Ms. Shalala	Nay		
Mr. DeSaulnier	Nay		
Mr. McGovern, Chairman	Nay		

Rules Committee record vote No. 209

Motion by Mr. Cole to amend the rule to strike section 3 and provide for separate consideration of H. Res. 661, authorizing the Office of General Counsel of the House of Representatives to retain private counsel, either for pay or pro bono, in support of the ongoing inquiry into whether sufficient grounds exist for the House of Representatives to exercise its Constitutional power to impeach President Donald John Trump, under a closed rule. Defeated: 3–9

Majority Members	Vote	Minority Members	Vote
Mr. Hastings	Nay	Mr. Cole	Yea
Mrs. Torres	Nay	Mr. Woodall	Yea
Mr. Perlmutter	Nay	Mr. Burgess
Mr. Raskin	Nay	Mrs. Lesko	Yea
Ms. Scanlon	Nay		
Mr. Morelle	Nay		
Ms. Shalala	Nay		
Mr. DeSaulnier	Nay		
Mr. McGovern, Chairman	Nay		

Rules Committee record vote No. 210

Motion by Mr. DeSaulnier to report the rule. Adopted: 9–3

Majority Members	Vote	Minority Members	Vote
Mr. Hastings	Yea	Mr. Cole	Nay
Mrs. Torres	Yea	Mr. Woodall	Nay
Mr. Perlmutter	Yea	Mr. Burgess
Mr. Raskin	Yea	Mrs. Lesko	Nay
Ms. Scanlon	Yea		
Mr. Morelle	Yea		
Ms. Shalala	Yea		
Mr. DeSaulnier	Yea		
Mr. McGovern, Chairman	Yea		

SUMMARY OF THE AMENDMENTS TO H.R. 4863 MADE IN ORDER

1. Torres, Norma (CA), Cole (OK): Requires the Agency to emphasize outreach to tribal export businesses and to include in their annual report a summary of those outreach efforts and the provision of Agency support to tribal export businesses. (10 minutes)

2. Torres, Norma (CA): Ensures that the Bank will not provide credit to any individual who is subject to sanctions related to serious violations of human rights or free speech, including in China and Burma. (10 minutes)

3. Burgess (TX): Strikes Section 13 and creates the office of energy efficiency and clean energy exports which advises the EXIM board on ways to improve the export of goods and services that increase energy efficiency and clean energy abroad, requires the EXIM bank to consider energy affordability as well as environmental impacts before approving transactions, and requires the EXIM bank to include in its annual report the impacts of any transaction backed by the Bank on the cost of energy in the importing country and the estimated emissions reductions caused by exports financed by the Bank. (10 minutes)

4. McAdams (UT), Rose, Max (NY): Expands the prohibition of the Board of Directors from approving a transaction unless the person receiving the Agency's support certifies that the person does not engage in any activity in contravention of any U.S. law, regulation, or order concerning "sanctions relating to the illegal trafficking of synthetic opioids, including any sanctions imposed pursuant to the Foreign Narcotics Kingpin Designation Act." (10 minutes)

5. Davidson (OH): Prohibits Agency assistance for the governments of certain countries (including China and Mexico) unless the President certifies that the government is cooperating with the U.S. to prevent illegal trafficking of synthetic opioids. (10 minutes)

6. Tlaib (MI): Requires the Agency to submit an annual report to Congress about the Agency's activities in economically disadvantaged regions and efforts to support businesses in those regions. The amendment also defines economically disadvantaged regions. (10 minutes)

7. Case (HI), Young (AK): Clarifies that, for the purpose of the Agency's Office of Minority and Women Inclusion, "minority" is understood to include Native Hawaiians and Alaska Natives. (10 minutes)

8. Speier (CA): Clarifies that the Bank's activities to support exports in energy efficiency technologies shall include activities to support exports in electric battery vehicles, batteries for electric vehicles, and electric vehicle charging infrastructure. (10 minutes)

9. Ruiz (CA): Allows the US Export Finance Agency to use surplus funds to expand or establish additional regional finance centers. (10 minutes)

10. Meng (NY): Includes Asian American- and Native American Pacific Islander-serving Institutions in recruitment efforts to diversify the United States Export Finance Agency workforce. (10 minutes)

11. Meng (NY): Includes paid internships in recruitment efforts. (10 minutes)

12. Meng (NY): Includes community colleges in recruitment efforts to diversify the United States Export Finance Agency. (10 minutes)

13. Meng (NY): Amends 12 USC 635a(d) to add 2 additional advisory committee members—one who represent higher education of 4-year institutions and one who represent community colleges. (10 minutes)

14. Brown (MD): Requires Agency employees to make available appropriate inclusion and diversity training and retraining to ensure employees understand the specific challenges facing minority- and women-owned businesses. (10 minutes)

15. Lamb (PA): Requires the Agency to detail the effects of exports and projects financed by the Agency on American jobs in the energy, and related technologies, industries. (10 minutes)

16. Rouda (CA): Requires the Director of the Office of Minority and Women Inclusion to develop standards to ensure diversity in race, ethnicity, gender, sexual orientation, and gender identity. (10 minutes)

17. Rouda (CA): Adds businesses owned by LGBTQ individuals to the Agency's small business outreach plan. (10 minutes)

18. Stevens (MI): Requires the United States Export Finance Agency to emphasize outreach to small businesses in sectors that have been impacted by retaliatory tariffs. (10 minutes)

19. Horn (OK): Requires the GAO to submit to Congress within one year of the bill's enactment a report on the effect that closure of the U.S. Export Finance Agency would have on businesses that utilize the Agency's services. (10 minutes)

20. Levin, Andy (MI): Clarifies that the Agency's duty to consult with potentially impacted communities includes affected workers and that any Agency accountability mechanism should include consideration of effects on workers, and requires the Agency's annual report to include the steps taken to consult with impacted communities (including affected workers). (10 minutes)

21. Torres Small, Xochitl (NM): Prohibits the Bank from providing financing to a person involved in sanctionable activity relating to human rights abuses, specifically human trafficking including sex trafficking. (10 minutes)

TEXT OF AMENDMENTS TO H.R. 4863 MADE IN ORDER

1. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE TORRES OF CALIFORNIA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 16, line 3, strike "and".

Page 16, after line 3, insert the following:

(C) an emphasis on outreach to businesses that export goods and services that are produced by Indian tribes and that are made, assembled, or otherwise derived on or from an Indian tribe's Indian land (as defined in section 2601(2) of the Energy Policy Act of 1992 (25 U.S.C. 2501(2));

Page 16, line 4, strike "(C)" and insert "(D)".

Page 17, after line 7, insert the following:

(e) REPORT ON ACTIVITIES SUPPORTING INDIAN TRIBES.—Section 8 of such Act (12 U.S.C. 635g), as amended by the preceding provisions of this Act, is amended by adding at the end the following:

“(n) REPORT ON ACTIVITIES SUPPORTING INDIAN TRIBES.—The Agency shall include in its annual report to Congress under subsection (a) a report on the steps taken by the Agency in the period covered by the report to increase—

“(1) awareness of the Agency and its services available to Indian tribes; and

“(2) the provision of Agency support to tribal export businesses.”.

2. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE TORRES OF CALIFORNIA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 21, line 9, strike “or”.

Page 21, after line 9, insert the following:

“(C) sanctions relating to serious violations of human rights or free speech, including any sanctions—

“(i) imposed under the Global Magnitsky Human Rights Accountability Act;

“(ii) related to the efforts to the Chinese government to limit or punish demonstrations in Hong Kong;

“(iii) related to the political repression or detention of religious and ethnic minorities in China or Burma;

or

“(iv) related to the gross violation of internationally recognized human rights (as defined in section 502B of the Foreign Assistance Act of 1961) in China; or”.

Page 21, line 10, strike “(C)” and insert “(D)”.

3. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BURGESS OF TEXAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 21, strike line 17 and all that follows through page 30, line 9, and insert the following:

SEC. 13. PROMOTING AFFORDABLE ENERGY, ENERGY EFFICIENCY, AND CLEAN ENERGY EXPORTS.

(a) OFFICE OF ENERGY EFFICIENCY AND CLEAN ENERGY EXPORTS.—Section 2(b)(1)(C) of the Export-Import Bank Act of 1945 (12 U.S.C. 635(b)(1)(C)) is amended to read as follows:

“(C) OFFICE OF ENERGY EFFICIENCY AND CLEAN ENERGY EXPORTS.—The President of the Agency shall establish an office whose functions shall be to—

“(i) advise the Board of Directions on ways of promoting the export of goods and services to be used in the development, production, and distribution of energy efficiency and clean energy resources;

“(ii) disseminate information concerning export opportunities and the availability of Agency support for such activities; and

“(iii) act as a liaison between the Agency and the Department of Commerce and other appropriate departments and agencies of the Federal Government.”.

(b) AFFORDABLE ENERGY.—Section 11(a) of such Act (12 U.S.C. 635i-5(a)) is amended—

(1) by redesignating paragraph (2) as paragraph (3) and inserting after paragraph (1) the following:

“(2) AFFORDABILITY OF ENERGY CONSIDERATION.—The Agency shall establish procedures to consider, concurrently with compliance with the procedures established under paragraph (1), potential increases to energy prices resulting from the export of any good or service supported by the Agency.”; and

(2) in paragraph (3) (as so redesignated)—

(A) by striking “paragraph (1)” and inserting “this subsection”;

(B) by inserting “or energy affordability” after “environmental” the 1st place it appears; and

(C) by inserting “and energy affordability” after “environmental” the 2nd place it appears.

(c) ANNUAL REPORT TO CONGRESS.—Section 11(c) of such Act (12 U.S.C. 635i–5(c)) is amended to read as follows:

“(c) INCLUSION IN ANNUAL REPORT TO CONGRESS.—The Agency shall include in its annual report to Congress under section 8 a report on the following:

“(1) Whether the provision by the Agency of financing for the goods and services described in section 2(b)(1)(C)(i) have increased energy affordability in the countries to which the goods and services have been exported.

“(2) An estimate of any reductions in emissions (including emissions of sulfur dioxide, nitrogen dioxide, greenhouse gases, particulates, and lead) resulting from the provision by the Agency of financing for the goods and services referred to in paragraph (1) of this subsection.”.

4. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MCADAMS OF UTAH OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 21, line 9, strike “or”.

Page 21, after line 9, insert the following:

“(C) sanctions relating to the illegal trafficking of synthetic opioids, including any sanctions imposed pursuant to the Foreign Narcotics Kingpin Designation Act; or”.

Page 21, line 10, strike “(C)” and insert “(D)”.

5. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE DAVIDSON OF OHIO OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 33, after line 22, insert the following:

SEC. ____ . PROHIBITION ON ASSISTANCE TO GOVERNMENT THAT FAILS TO COOPERATE ON PREVENTING ILLEGAL TRAFFICKING OF SYNTHETIC OPIOIDS.

Section 2 of the Export-Import Bank Act of 1945 (12 U.S.C. 635), as amended by the preceding provisions of this Act, is amended by adding at the end the following:

“(n) PROHIBITION ON ASSISTANCE TO GOVERNMENT THAT FAILS TO COOPERATE ON PREVENTING ILLEGAL TRAFFICKING OF SYNTHETIC OPIOIDS.—

“(1) IN GENERAL.—The Agency may not authorize the provision of financial assistance for a lender, obligor, or end user that—

“(A) is a covered government; and

“(B) in the determination of the President of the United States, does not closely cooperate with the United States to prevent opioid trafficking.

“(2) WAIVER AUTHORITIES.—

“(A) PRESIDENT OF THE AGENCY.—The President of the Agency may waive paragraph (1) on reporting to the Committee on Financial Services of the House of Representa-

tives and the Committee on Banking, Housing, and Urban Affairs of the Senate that the financial assistance—

“(i) would enable exports directly by United States small business concerns; or

“(ii) is required for the export of humanitarian goods or services.

“(B) PRESIDENT OF THE UNITED STATES.—The President of the United States may waive paragraph (1) for not more than 1 year at a time on reporting to the committees specified in subparagraph (A) that the waiver is essential to the national interest of the United States, with a detailed explanation of the reasons therefor.

“(3) CLOSE COOPERATION.—For purposes of this subsection, a government shall be considered to be closely cooperating with the United States to prevent opioid trafficking if the government is doing 2 or more of the following:

“(A) Implementing substantial improvements in regulations involving the chemical and pharmaceutical production and export of illicit opioids.

“(B) Implementing substantial improvements in judicial regulations to combat transnational criminal organizations that traffic opioids.

“(C) Increasing efforts to prosecute foreign opioid traffickers.

“(D) Increasing intelligence sharing and law enforcement cooperation with the United States with respect to opioid trafficking.

“(4) DEFINITIONS.—In this subsection:

“(A) COVERED GOVERNMENT.—The term ‘covered government’ means—

“(i) the state and the government of China, the state and the government of Mexico, and the state and the government of any other country that, in the determination of the President of the United States, is a significant contributor to opioid trafficking, as well as any political subdivision, agency, or instrumentality of any of the foregoing;

“(ii) any entity owned or controlled, directly or indirectly, by any of the foregoing, including any corporation, partnership, association, or other entity in which any of the foregoing owns a 50 percent or greater interest or a controlling interest, and any entity which is otherwise controlled by any of the foregoing;

“(iii) any person that is or has been acting or purporting to act, directly or indirectly, for or on behalf of any of the foregoing; and

“(iv) any other person which the Secretary of the Treasury determines is included in any of the foregoing.

“(B) OPIOID TRAFFICKING.—The term ‘opioid trafficking’ means any illicit activity—

“(i) to produce, manufacture, distribute, sell, or knowingly finance or transport—

“(I) synthetic opioids, including controlled substances that are synthetic opioids and listed chemicals that are synthetic opioids; or

“(II) active pharmaceutical ingredients or chemicals that are used in the production of controlled substances that are synthetic opioids;

“(ii) to attempt to carry out an activity described in paragraph (1); or

“(iii) to assist, abet, conspire, or collude with other persons to carry out such an activity.

“(5) REPORT REQUIRED.—If the Agency authorizes financial assistance for a lender, obligor, or end user that is a covered government and the authorization is not made pursuant to waiver authorities provide in paragraph (2), the President of the United States shall certify to the Committee on Financial Services of the House of Representatives and the Committee on Banking, Housing, and Urban Affairs of the Senate that the covered government is closely cooperating with the United States, within the meaning of paragraph (3), with a description of the cooperation.”.

6. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE TLAIB OF MICHIGAN OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 16, after line 8, insert the following:

(2) REPORT ON ACTIVITIES IN ECONOMICALLY DISADVANTAGED REGIONS.—Section 8 of such Act (12 U.S.C. 635g), as amended by sections 6(b) and 7(b) of this Act, is amended by adding at the end the following:

“(n) REPORT ON ACTIVITIES IN ECONOMICALLY DISADVANTAGED REGIONS.—

“(1) IN GENERAL.—The Agency shall include in its annual report to Congress under subsection (a) a report on the steps taken by the Agency in the period covered by the report to increase—

“(A) awareness of the Agency and its services in economically disadvantaged regions; and

“(B) the provision of Agency support to export businesses in economically disadvantaged regions.

“(2) DEFINITION.—In paragraph (1), the term ‘economically disadvantaged region’ means a county or equivalent division of local government of a State in which, according to the most recently available data from the Bureau of the Census, 20 percent or more of the residents have an annual income that is at or below the poverty level.”.

Page 16, line 9, strike “(2)” and insert “(3)”.

7. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CASE OF HAWAII OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 6, line 8, after the 1st close parenthesis, insert “, which definition is deemed, for purposes of this subparagraph, to include American Indians, Native Hawaiians (as defined in section 103 of the Native American Languages Act (25 U.S.C. 2902)), and Alaska Natives (defined as a member of any Indian tribe (as defined in

section 4 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 5304) that is based in the State of Alaska”.

8. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SPEIER OF CALIFORNIA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 22, line 7, after “efficiency” insert “(including battery electric vehicles, batteries for electric vehicles, and electric vehicle charging infrastructure)”.

Page 22, line 12, after “energy efficiency” insert “(including battery electric vehicles, batteries for electric vehicles, and electric vehicle charging infrastructure)”.

Page 27, line 17, after “energy efficiency” insert “(including battery electric vehicles, batteries for electric vehicles, and electric vehicle charging infrastructure)”.

Page 27, line 21, after “energy efficiency” insert “(including battery electric vehicles, batteries for electric vehicles, and electric vehicle charging infrastructure)”.

9. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE RUIZ OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 33, after line 22, insert the following:

SEC. —. AUTHORITY OF THE UNITED STATES EXPORT FINANCE AGENCY TO USE 3 PERCENT OF ITS PROFITS FOR ADMINISTRATIVE EXPENSES.

Section 3 of the Export-Import Bank Act of 1945 (12 U.S.C. 635a), as amended by the preceding provisions of this Act, is amended by adding at the end the following:

“(p) **AUTHORITY TO USE PORTION OF AGENCY SURPLUS FOR ADMINISTRATIVE EXPENSES.—**

“(1) **AUTHORITY.—**

“(A) **IN GENERAL.—**Subject to paragraph (2), in addition to any other amounts that the Agency may use to cover administrative expenses of the Agency, the Agency may use not more than 3 percent of the surplus (as defined in subsection (j)(2), without regard to subparagraph (B)(ii) of such subsection) of the Agency, for each fiscal year in the 5-year period beginning with the date of the enactment of this paragraph, to cover administrative expenses of the Agency.

“(B) **USE FOR REGIONAL OFFICES.—**Of the amount of the surplus which may be used as provided in subparagraph (A), the Agency shall use at least $\frac{1}{3}$ to expand or establish regional offices of the Agency.

“(2) **SUBJECT TO APPROPRIATIONS.—**The authority provided by paragraph (1) may be exercised only to such extent and in such amounts as are provided in advance in appropriations Acts.”.

10. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MENG OF NEW YORK OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 7, line 17, insert “Asian American- and Native American Pacific Islander-serving institutions,” before “Tribal colleges”.

11. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MENG OF NEW YORK OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 8, line 4, after “internships” insert “(including paid internships)”.

12. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MENG OF NEW YORK OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 7, line 18, insert “community colleges,” after “women’s colleges,”.

13. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MENG OF NEW YORK OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 10, after line 19, insert the following:

(f) ADDITIONAL ADVISORY COMMITTEE MEMBERS.—Section 3(d) of such Act (12 U.S.C. 635a(d)) is amended—

(1) in paragraph (1)—

(A) in subparagraph (A), by striking “17” and inserting “19”; and

(B) in subparagraph (B), by inserting “higher education,” before “State”; and

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

“(D) 1 member appointed to the Advisory Committee shall be representative of 4-year institutions of higher education.

“(E) 1 member appointed to the Advisory Committee shall be representative of community colleges.”.

14. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BROWN OF MARYLAND OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 4, after line 15, insert the following:

“(4) TRAINING.—The Agency shall make available to its employees appropriate inclusion and diversity training, not less frequently than every 2 years, to ensure employees have an understanding of the specific challenges facing minority- and women-owned businesses.”.

Page 4, line 16, strike “(4)” and insert “(5)”.

Page 5, line 24, strike “(5)” and insert “(6)”.

Page 7, line 7, strike “(6)” and insert “(7)”.

15. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LAMB OF PENNSYLVANIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 27, line 3, strike “and”.

Page 27, line 13, strike the 1st period, the close quotation marks and the 2nd period and insert “; and”.

Page 27, after line 13, insert the following:

“(3) details the effects of exports and projects financed by the Agency on the number of jobs created or retained in the energy and related technologies industries of the United States.”.

16. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ROUDA OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 5, beginning on line 2, strike “the racial, ethnic, and gender diversity” and insert “diversity in race, ethnicity, gender, sexual orientation, and gender identity”.

17. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ROUDA OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 16, beginning on line 2, strike “and persons with disabilities” and insert “persons with disabilities, and individuals self-identifying as lesbian, gay, bisexual, transgender, or queer”.

18. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE STEVENS OF MICHIGAN OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 16, line 3, strike “and”.

Page 16, line 8, strike the period and insert “; and”.

Page 16, after line 8, insert the following:

(D) an emphasis on outreach to small businesses in sectors impacted by retaliatory tariffs.

19. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE HORN OF OKLAHOMA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 33, after line 22, insert the following:

SEC. ____ . GAO REPORT ON THE EFFECT OF AGENCY CLOSURE ON BUSINESSES THAT USE AGENCY SERVICES.

Within 1 year after the date of the enactment of this Act, the Comptroller General shall submit to the Congress a written report on the effect that closure of the United States Export Finance Agency would have on businesses that use services of the United States Export Finance Agency.

20. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LEVIN OF MICHIGAN OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 12, line 14, strike the close quotation marks and the following period.

Page 12, after line 14, insert the following:

“(n) REPORT ON CONSULTATIONS WITH POTENTIALLY IMPACTED COMMUNITIES.—The Agency shall include in its annual report to Congress under subsection (a) of this section a report on the steps taken by the Agency to consult with affected communities, including affected workers, pursuant to section 11(a)(2).”.

Page 23, line 18, insert “, including affected workers,” before “in the country”.

Page 28, line 10, insert “including impacts on workers,” before “and on”.

21. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE TORRES
SMALL OF NEW MEXICO OR HER DESIGNEE, DEBATABLE FOR 10
MINUTES

Page 21, line 9, strike "or".

Page 21, after line 9, insert the following:

"(C) sanctions relating to human rights abuses, including engaging in human trafficking, including sex trafficking, and any sanctions imposed under Executive Order 13581 (Blocking Property of Transnational Criminal Organizations); or".

Page 21, line 10, strike "(C)" and insert "(D)".

