

119TH CONGRESS
1ST SESSION

H. R. 5955

To prohibit the collection and obligation of any fee collected in connection with an export license and require the return of such fee to the holder of the license, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 7, 2025

Ms. KAMLAGER-DOVE (for herself and Mr. KRISHNAMOORTHY) introduced the following bill; which was referred to the Committee on Foreign Affairs

A BILL

To prohibit the collection and obligation of any fee collected in connection with an export license and require the return of such fee to the holder of the license, 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 “BIS License Fee Pro-
5 hibition Act”.

6 **SEC. 2. FINDINGS.**

7 Congress finds the following:

1 (1) Article 1, Section 9 of the Constitution di-
2 rectly states, “No Tax or Duty shall be laid on Arti-
3 cles exported from any State”.

4 (2) Section 1756 of the Export Control Reform
5 Act of 2018 (subtitle B of title XVII of the John S.
6 McCain National Defense Authorization Act for Fis-
7 cal Year 2019; 50 U.S.C. 4815) states, “No fee may
8 be charged in connection with the submission, proc-
9 essing, or consideration of any application for a li-
10 cense or other authorization or other request made
11 in connection with any regulation in effect under the
12 authority of this part.”.

13 (3) The placement of export controls on dual-
14 use technologies to the People’s Republic of China
15 should be based on assessments of national security
16 and economic competitiveness.

17 **SEC. 3. LICENSE FEES PROHIBITED.**

18 (a) PROHIBITION.—No amount may be collected by
19 the Federal Government after the date of the enactment
20 of this Act in the form of revenue-sharing, fees, or any
21 other monetary arrangement subject to or conditional
22 upon which a person receives or maintains the ability to
23 benefit from a license or other authorization under the Ex-
24 port Control Reform Act of 2018.

1 (b) LIMITATION.—No amount collected before, on, or
2 after such date of enactment in any manner described in
3 subsection (a) may be obligated or expended for any pur-
4 pose other than to be returned to the holder of the license
5 under subsection (c).

6 (c) COMPENSATION.—Not later than 30 days after
7 such date of enactment, the Secretary of Commerce shall
8 return to or pay the holder of each applicable license or
9 other authorization with respect to which any amount was
10 collected before or on the date of such enactment in any
11 manner described in subsection (a) the full amount so col-
12 lected.

13 (d) RULE OF CONSTRUCTION.—Nothing in this sec-
14 tion may be construed to authorize the implementation of
15 any export fee on semiconductors or otherwise indicate
16 that such fee is consistent with the requirements of the
17 Constitution or of section 1756 of the Export Control Re-
18 form Act of 2018 (subtitle B of title XVII of the John
19 S. McCain National Defense Authorization Act for Fiscal
20 Year 2019; 50 U.S.C. 4815).

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