

**AMENDMENT TO THE AMENDMENT IN THE  
NATURE OF A SUBSTITUTE TO H.R. 8673  
OFFERED BY MR. POSEY OF FLORIDA**

Page 4, beginning line 13, insert before the period the following: “, except that this subsection shall not apply if any of such is from a foreign country of concern or a foreign entity of concern”.

Page 11, strike lines 18 through 21 and insert the following:

1           “(8) RESTRICTIONS ON MEMBERSHIP.—  
2           “(A) EMPLOYEES.—No employee of the  
3           Department of Commerce may be appointed as  
4           a voting member of the Board.  
5           “(B) STATUS.—Each voting member of  
6           the Board shall be—  
7           “(i) a citizen of the United States;  
8           “(ii) a national of the United States  
9           (as such term is defined in section 101(a)  
10           of the Immigration and Nationality Act (8  
11           U.S.C. 1101(a));

1           “(iii) an alien admitted as a refugee  
2           under section 207 of such Act (8 U.S.C.  
3           1157); or

4           “(iv) an alien lawfully admitted to the  
5           United States for permanent residence.”.

Page 13, beginning line 18, insert the following:

6           “(C) RESTRICTIONS.—

7           “(i) EXECUTIVE DIRECTOR.—The Ex-  
8           ecutive Director shall be—

9                   “(I) a citizen of the United  
10                  States;

11                   “(II) a national of the United  
12                  States (as such term is defined in sec-  
13                  tion 101(a) of the Immigration and  
14                  Nationality Act (8 U.S.C. 1101(a));

15                   “(III) an alien admitted as a ref-  
16                  ugee under section 207 of such Act (8  
17                  U.S.C. 1157); or

18                   “(IV) an alien lawfully admitted  
19                  to the United States for permanent  
20                  residence.

21           “(ii) OFFICERS AND EMPLOYEES.—  
22           Each officer or employee of the Founda-  
23           tion shall be—

1                   “(I) a citizen of the United  
2                   States;

3                   “(II) a national of the United  
4                   States (as such term is defined in sec-  
5                   tion 101(a) of the Immigration and  
6                   Nationality Act (8 U.S.C. 1101(a));

7                   “(III) an alien admitted as a ref-  
8                   ugee under section 207 of such Act (8  
9                   U.S.C. 1157); or

10                  “(IV) an alien lawfully admitted  
11                  to the United States for permanent  
12                  residence.”.

Page 18, beginning line 17, insert the following:

13                  “(3) SECURITY.—This section shall be carried  
14                  out in accordance with the provision of subtitle D of  
15                  title VI of the Research and Development, Competi-  
16                  tion, and Innovation Act (42 U.S.C. 19231 et seq.;  
17                  enacted as part of division B of Public Law 117–  
18                  167) and section 223 of the William M. (Mac)  
19                  Thornberry National Defense Authorization Act for  
20                  Fiscal Year 2021 (42 U.S.C. 6605).”.

Page 20, beginning line 4, insert the following:

21                  “(3) FOREIGN COUNTRY OF CONCERN.—The  
22                  term ‘foreign country of concern’ has the meaning

1 given such term in section 10638 of the Research  
2 and Development, Competition, and Innovation Act  
3 (42 U.S.C. 19237; enacted as part of division B of  
4 Public Law 117–167).

5 “(4) FOREIGN ENTITY OF CONCERN.—The  
6 term ‘foreign entity of concern’ has the meaning  
7 given such term in section 10638 of the Research  
8 and Development, Competition, and Innovation Act  
9 (42 U.S.C. 19237; enacted as part of division B of  
10 Public Law 117–167).”.

