

118TH CONGRESS
2D SESSION

H. R. 9565

To prohibit the Secretary of Transportation from entering into, extending, or renewing a contract with or awarding a grant to an entity that uses or procures light detection and ranging technology from certain foreign entities, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 12, 2024

Mr. JOHNSON of South Dakota (for himself, Mr. MOOLENAAR, Mr. GARAMENDI, and Ms. STEFANIK) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

A BILL

To prohibit the Secretary of Transportation from entering into, extending, or renewing a contract with or awarding a grant to an entity that uses or procures light detection and ranging technology from certain foreign entities, 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 “Securing Infrastruc-
5 ture from Adversaries Act”.

1 **SEC. 2. PROHIBITION ON OPERATION, PROCUREMENT, AND**
2 **CONTRACTING RELATED TO FOREIGN-MADE**
3 **LIDAR TECHNOLOGY.**

4 (a) PROHIBITION ON AGENCY OPERATION OR PRO-
5 CUREMENT.—

6 (1) IN GENERAL.—The Secretary of Transpor-
7 tation may not—

8 (A) procure or obtain any LiDAR pro-
9 duced or provided by a covered LiDAR com-
10 pany; or

11 (B) enter into a contract or extend or
12 renew a contract with any entity unless such
13 entity certifies to the Secretary that no LiDAR
14 produced or provided by a covered LiDAR com-
15 pany will be used in performance of the con-
16 tract with the Department of Transportation.

17 (2) WAIVER.—The Secretary may waive the re-
18 striction under paragraph (1) on a case-by-case
19 basis by certifying in writing to the Committee on
20 Transportation and Infrastructure of the House of
21 Representatives and the Committee of Commerce,
22 Science, and Transportation of the Senate not later
23 than 15 days before an activity is carried out for
24 which such a restriction applies that such activity is
25 required in the national interest of the United
26 States.

1 (b) PROHIBITION ON USE OF LOANS OR GRANT
2 FUNDS.—In entering into an agreement with an entity
3 with respect to which the Secretary provides loan or grant
4 funds to such entity, the Secretary shall ensure that no
5 such funds may be obligated or expended to procure, ob-
6 tain, or use LiDAR produced or provided by a covered
7 LiDAR company.

8 (c) APPLICABILITY.—This section shall apply to any
9 obligation or expenditure of funds, or contract entered
10 into, on or after June 30, 2026.

11 (d) DEFINITIONS.—In this section:

12 (1) COVERED FOREIGN COUNTRY.—The term
13 “covered foreign country” means the People’s Re-
14 public of China, Iran, North Korea, and Russia.

15 (2) COVERED LIDAR COMPANY.—The term
16 “covered LiDAR company” means any entity, or any
17 subsidiary, affiliate, or licensee of said entity, that
18 produces or provides LiDAR and is included—

19 (A) on the Consolidated Screening List
20 maintained by the International Trade Adminis-
21 tration of the Department of Commerce; or

22 (B) as a Chinese military company pursu-
23 ant to section 1260h of the William M. (Mac)
24 Thornberry National Defense Authorization Act
25 for Fiscal Year 2021 (10 U.S.C. 113 note).

1 (3) LiDAR.—The term “LiDAR” mean a sen-
2 sor that—

3 (A) emits light, including in the form of a
4 pulsed or modulated laser; and

5 (B) scans or flashes the environment to de-
6 tect and measure the range of the surroundings
7 of such sensor.

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