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(Original Signature of Member)

119TH CONGRESS  
1ST SESSION

**H. R.** \_\_\_\_\_

To amend the Export-Import Bank Act of 1945 to exclude certain financing from the calculation of the default rate for purposes of determining when the lending cap under such Act applies, and for other purposes.

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IN THE HOUSE OF REPRESENTATIVES

Mrs. KIM introduced the following bill; which was referred to the Committee  
on \_\_\_\_\_

\_\_\_\_\_  
**A BILL**

To amend the Export-Import Bank Act of 1945 to exclude certain financing from the calculation of the default rate for purposes of determining when the lending cap under such Act applies, 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 “Strengthening Exports  
5 Against China Act”.

1 **SEC. 2. EXCLUSION OF CERTAIN FINANCING.**

2 Section 6(a)(3) of the Export-Import Bank Act of  
3 1945 (12 U.S.C. 635e(a)(3)) is amended—

4 (1) by striking “If” and inserting the following:

5 “(A) IN GENERAL.—If”; and

6 (2) by adding at the end the following:

7 “(B) EXCLUSION OF CERTAIN FINANC-  
8 ING.—For purposes of this paragraph, the rate  
9 calculated under section 8(g)(1) shall not in-  
10 clude an entity in default if the Bank deter-  
11 mines that the financing provided to the enti-  
12 ty—

13 “(i) facilitates the replacement of or  
14 competition with a product or service pro-  
15 vided by—

16 “(I) an entity on the Entity List  
17 maintained by the Bureau of Industry  
18 and Security of the Department of  
19 Commerce and set forth in Supple-  
20 ment No. 4 to part 744 of title 15,  
21 Code of Federal Regulations; or

22 “(II) a person—

23 “(aa) on the list of specially  
24 designated nationals and blocked  
25 persons maintained by the Office

1 of Foreign Assets Control of the  
2 Department of the Treasury; or  
3 “(bb) with respect to which  
4 one or more persons described in  
5 item (aa), individually or in the  
6 aggregate, directly or indirectly,  
7 hold at least 50 percent of the  
8 outstanding voting interest; or  
9 “(ii) was provided pursuant to the  
10 Program on China and Transformational  
11 Exports established under section 2(l).”.