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(Original Signature of Member)

118TH CONGRESS  
1ST SESSION

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

To provide for drone security.

\_\_\_\_\_

IN THE HOUSE OF REPRESENTATIVES

Mr. GALLAGHER introduced the following bill; which was referred to the  
Committee on \_\_\_\_\_

\_\_\_\_\_

**A BILL**

To provide for drone security.

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 “American Security  
5       Drone Act of 2023”.

6       **SEC. 2. DEFINITIONS.**

7       In this Act:

8               (1) **COVERED FOREIGN ENTITY.**—The term  
9       “covered foreign entity” means an entity included on  
10       a list developed and maintained by the Federal Ac-

1       quisition Security Council and published in the Sys-  
2       tem for Award Management (SAM). This list will in-  
3       clude entities in the following categories:

4               (A) An entity included on the Consolidated  
5       Screening List.

6               (B) Any entity the Secretary of Homeland  
7       Security, in coordination with the Secretary of  
8       State, the Attorney General, Director of Na-  
9       tional Intelligence, and the Secretary of De-  
10      fense, determines poses a national security risk.

11              (C) Any entity domiciled in the People's  
12      Republic of China or subject to influence or  
13      owned or controlled by the Government of the  
14      People's Republic of China or the Communist  
15      Party of the People's Republic of China, as de-  
16      termined by the Secretary of Homeland Secu-  
17      rity, in coordination with the Secretary of  
18      State.

19              (D) Any subsidiary or affiliate of an entity  
20      described in subparagraphs (A) through (D).

21              (2) COVERED UNMANNED AIRCRAFT SYSTEM.—

22      The term “covered unmanned aircraft system” has  
23      the meaning given the term “unmanned aircraft sys-  
24      tem” in section 44801 of title 49, United States  
25      Code.

1           (3) INTELLIGENCE; INTELLIGENCE COMMU-  
2           NITY.—The terms “intelligence” and “intelligence  
3           community” have the meanings given those terms in  
4           section 3 of the National Security Act of 1947 (50  
5           U.S.C. 3003).

6   **SEC. 3. PROHIBITION ON PROCUREMENT OF COVERED UN-**  
7                           **MANNED AIRCRAFT SYSTEMS FROM COV-**  
8                           **ERED FOREIGN ENTITIES.**

9           (a) IN GENERAL.—Except as provided under sub-  
10          sections (b) through (f), the head of an executive agency  
11          may not procure any covered unmanned aircraft system  
12          that is manufactured or assembled by a covered foreign  
13          entity, which includes associated elements related to the  
14          collection and transmission of sensitive information (con-  
15          sisting of communication links and the components that  
16          control the unmanned aircraft) that enable the operator  
17          to operate the aircraft in the National Airspace System.  
18          The Federal Acquisition Security Council, in coordination  
19          with the Secretary of Transportation, shall develop and  
20          update a list of associated elements.

21          (b) EXEMPTION.—The Secretary of Homeland Secu-  
22          rity, the Secretary of State, the Secretary of Defense, and  
23          the Attorney General are exempt from the restriction  
24          under subsection (a) if the procurement is required in the  
25          national interest of the United States and—

1           (1) is for the sole purposes of research, evalua-  
2           tion, training, testing, or analysis for electronic war-  
3           fare, information warfare operations, cybersecurity,  
4           or development of unmanned aircraft system or  
5           counter-unmanned aircraft system technology;

6           (2) is for the sole purposes of conducting  
7           counterterrorism or counterintelligence activities,  
8           protective missions, or Federal criminal or national  
9           security investigations, including forensic examina-  
10          tions, or for electronic warfare, information warfare  
11          operations, cybersecurity, or development of an un-  
12          manned aircraft system or counter-unmanned air-  
13          craft system technology; or

14          (3) is an unmanned aircraft system that, as  
15          procured or as modified after procurement but be-  
16          fore operational use, can no longer transfer to, or  
17          download data from, a covered foreign entity and  
18          otherwise poses no national security cybersecurity  
19          risks as determined by the exempting official.

20          (c) DEPARTMENT OF TRANSPORTATION AND FED-  
21          ERAL AVIATION ADMINISTRATION EXEMPTION.—The  
22          Secretary of Transportation is exempt from the restriction  
23          under subsection (a) if the operation or procurement is  
24          deemed to support the safe, secure, or efficient operation  
25          of the National Airspace System or maintenance of public

1 safety, including activities carried out under the Federal  
2 Aviation Administration's Alliance for System Safety of  
3 UAS through Research Excellence (ASSURE) Center of  
4 Excellence (COE) and any other activity deemed to sup-  
5 port the safe, secure, or efficient operation of the National  
6 Airspace System or maintenance of public safety, as deter-  
7 mined by the Secretary or the Secretary's designee.

8 (d) NATIONAL TRANSPORTATION SAFETY BOARD  
9 EXEMPTION.—The National Transportation Safety  
10 Board, in consultation with the Secretary of Homeland Se-  
11 curity, is exempt from the restriction under subsection (a)  
12 if the operation or procurement is necessary for the sole  
13 purpose of conducting safety investigations.

14 (e) NATIONAL OCEANIC AND ATMOSPHERIC ADMIN-  
15 ISTRATION EXEMPTION.—The Administrator of the Na-  
16 tional Oceanic and Atmospheric Administration (NOAA),  
17 in consultation with the Secretary of Homeland Security,  
18 is exempt from the restriction under subsection (a) if the  
19 procurement is necessary for the purpose of meeting  
20 NOAA's science or management objectives or operational  
21 mission.

22 (f) WAIVER.—The head of an executive agency may  
23 waive the prohibition under subsection (a) on a case-by-  
24 case basis—

1 (1) with the approval of the Director of the Of-  
2 fice of Management and Budget, after consultation  
3 with the Federal Acquisition Security Council; and

4 (2) upon notification to—

5 (A) the Committee on Homeland Security  
6 and Governmental Affairs of the Senate;

7 (B) the Committee on Oversight and Re-  
8 form in the House of Representatives; and

9 (C) other appropriate congressional com-  
10 mittees of jurisdiction.

11 **SEC. 4. PROHIBITION ON OPERATION OF COVERED UN-**  
12 **MANNED AIRCRAFT SYSTEMS FROM COV-**  
13 **ERED FOREIGN ENTITIES.**

14 (a) PROHIBITION.—

15 (1) IN GENERAL.—Beginning on the date that  
16 is two years after the date of the enactment of this  
17 Act, no Federal department or agency may operate  
18 a covered unmanned aircraft system manufactured  
19 or assembled by a covered foreign entity.

20 (2) APPLICABILITY TO CONTRACTED SERV-  
21 ICES.—The prohibition under paragraph (1) applies  
22 to any covered unmanned aircraft systems that are  
23 being used by any executive agency through the  
24 method of contracting for the services of covered un-  
25 manned aircraft systems.

1 (b) EXEMPTION.—The Secretary of Homeland Secu-  
2 rity, the Secretary of State, the Secretary of Defense, and  
3 the Attorney General are exempt from the restriction  
4 under subsection (a) if the operation is required in the  
5 national interest of the United States and—

6 (1) is for the sole purposes of research, evalua-  
7 tion, training, testing, or analysis for electronic war-  
8 fare, information warfare operations, cybersecurity,  
9 or development of unmanned aircraft system or  
10 counter-unmanned aircraft system technology;

11 (2) is for the sole purposes of conducting  
12 counterterrorism or counterintelligence activities,  
13 protective missions, or Federal criminal or national  
14 security investigations, including forensic examina-  
15 tions, or for electronic warfare, information warfare  
16 operations, cybersecurity, or development of an un-  
17 manned aircraft system or counter-unmanned air-  
18 craft system technology; or

19 (3) is an unmanned aircraft system that, as  
20 procured or as modified after procurement but be-  
21 fore operational use, can no longer transfer to, or  
22 download data from, a covered foreign entity and  
23 otherwise poses no national security cybersecurity  
24 risks as determined by the exempting official.

1       (c) DEPARTMENT OF TRANSPORTATION AND FED-  
2 ERAL AVIATION ADMINISTRATION EXEMPTION.—The  
3 Secretary of Transportation is exempt from the restriction  
4 under subsection (a) if the operation is deemed to support  
5 the safe, secure, or efficient operation of the National Air-  
6 space System or maintenance of public safety, including  
7 activities carried out under the Federal Aviation Adminis-  
8 tration’s Alliance for System Safety of UAS through Re-  
9 search Excellence (ASSURE) Center of Excellence (COE)  
10 and any other activity deemed to support the safe, secure,  
11 or efficient operation of the National Airspace System or  
12 maintenance of public safety, as determined by the Sec-  
13 retary or the Secretary’s designee.

14       (d) NATIONAL TRANSPORTATION SAFETY BOARD  
15 EXEMPTION.—The National Transportation Safety  
16 Board, in consultation with the Secretary of Homeland Se-  
17 curity, is exempt from the restriction under subsection (a)  
18 if the operation is necessary for the sole purpose of con-  
19 ducting safety investigations.

20       (e) NATIONAL OCEANIC AND ATMOSPHERIC ADMIN-  
21 ISTRATION EXEMPTION.—The Administrator of the Na-  
22 tional Oceanic and Atmospheric Administration (NOAA),  
23 in consultation with the Secretary of Homeland Security,  
24 is exempt from the restriction under subsection (a) if the  
25 procurement is necessary for the purpose of meeting



1 NOAA's science or management objectives or operational  
2 mission.

3 (f) WAIVER.—The head of an executive agency may  
4 waive the prohibition under subsection (a) on a case-by-  
5 case basis—

6 (1) with the approval of the Director of the Of-  
7 fice of Management and Budget, after consultation  
8 with the Federal Acquisition Security Council; and

9 (2) upon notification to—

10 (A) the Committee on Homeland Security  
11 and Governmental Affairs of the Senate;

12 (B) the Committee on Oversight and Re-  
13 form in the House of Representatives; and

14 (C) other appropriate congressional com-  
15 mittees of jurisdiction.

16 (g) REGULATIONS AND GUIDANCE.—Not later than  
17 180 days after the date of the enactment of this Act, the  
18 Secretary of Homeland Security, in consultation with the  
19 Attorney General, the Secretary of State, and the Sec-  
20 retary of Transportation, shall prescribe regulations or  
21 guidance to implement this section.

1 **SEC. 5. PROHIBITION ON USE OF FEDERAL FUNDS FOR**  
2 **PROCUREMENT AND OPERATION OF COV-**  
3 **ERED UNMANNED AIRCRAFT SYSTEMS FROM**  
4 **COVERED FOREIGN ENTITIES.**

5 (a) IN GENERAL.—Beginning on the date that is two  
6 years after the date of the enactment of this Act, except  
7 as provided in subsection (b), no Federal funds awarded  
8 through a contract, grant, or cooperative agreement, or  
9 otherwise made available may be used—

10 (1) to procure a covered unmanned aircraft sys-  
11 tem that is manufactured or assembled by a covered  
12 foreign entity; or

13 (2) in connection with the operation of such a  
14 drone or unmanned aircraft system.

15 (b) EXEMPTION.—The Secretary of Homeland Secu-  
16 rity, the Secretary of State, the Secretary of Defense, and  
17 the Attorney General are exempt from the restriction  
18 under subsection (a) if the procurement or operation is  
19 required in the national interest of the United States  
20 and—

21 (1) is for the sole purposes of research, evalua-  
22 tion, training, testing, or analysis for electronic war-  
23 fare, information warfare operations, cybersecurity,  
24 or development of unmanned aircraft system or  
25 counter-unmanned aircraft system technology;

1           (2) is for the sole purposes of conducting  
2       counterterrorism or counterintelligence activities,  
3       protective missions, or Federal criminal or national  
4       security investigations, including forensic examina-  
5       tions, or for electronic warfare, information warfare  
6       operations, cybersecurity, or development of an un-  
7       manned aircraft system or counter-unmanned air-  
8       craft system technology; or

9           (3) is an unmanned aircraft system that, as  
10      procured or as modified after procurement but be-  
11      fore operational use, can no longer transfer to, or  
12      download data from, a covered foreign entity and  
13      otherwise poses no national security cybersecurity  
14      risks as determined by the exempting official.

15      (c) DEPARTMENT OF TRANSPORTATION AND FED-  
16      ERAL AVIATION ADMINISTRATION EXEMPTION.—The  
17      Secretary of Transportation is exempt from the restriction  
18      under subsection (a) if the operation or procurement is  
19      deemed to support the safe, secure, or efficient operation  
20      of the National Airspace System or maintenance of public  
21      safety, including activities carried out under the Federal  
22      Aviation Administration’s Alliance for System Safety of  
23      UAS through Research Excellence (ASSURE) Center of  
24      Excellence (COE) and any other activity deemed to sup-  
25      port the safe, secure, or efficient operation of the National

1   Airspace System or maintenance of public safety, as deter-  
2   mined by the Secretary or the Secretary's designee.

3           (d) NATIONAL OCEANIC AND ATMOSPHERIC ADMIN-  
4   ISTRATION EXEMPTION.—The Administrator of the Na-  
5   tional Oceanic and Atmospheric Administration (NOAA),  
6   in consultation with the Secretary of Homeland Security,  
7   is exempt from the restriction under subsection (a) if the  
8   operation or procurement is necessary for the purpose of  
9   meeting NOAA's science or management objectives or  
10  operational mission.

11          (e) WAIVER.—The head of an executive agency may  
12  waive the prohibition under subsection (a) on a case-by-  
13  case basis—

14               (1) with the approval of the Director of the Of-  
15   fice of Management and Budget, after consultation  
16   with the Federal Acquisition Security Council; and

17               (2) upon notification to—

18                       (A) the Committee on Homeland Security  
19                       and Governmental Affairs of the Senate;

20                       (B) the Committee on Oversight and Re-  
21                       form in the House of Representatives; and

22                       (C) other appropriate congressional com-  
23                       mittees of jurisdiction.

24          (f) REGULATIONS.—Not later than 180 days after  
25  the date of the enactment of this Act, the Federal Acquisi-

tion Regulatory Council shall prescribe regulations or guidance, as necessary, to implement the requirements of this section pertaining to Federal contracts.

**SEC. 6. PROHIBITION ON USE OF GOVERNMENT-ISSUED PURCHASE CARDS TO PURCHASE COVERED UNMANNED AIRCRAFT SYSTEMS FROM COVERED FOREIGN ENTITIES.**

Effective immediately, Government-issued Purchase Cards may not be used to procure any covered unmanned aircraft system from a covered foreign entity.

**SEC. 7. MANAGEMENT OF EXISTING INVENTORIES OF COVERED UNMANNED AIRCRAFT SYSTEMS FROM COVERED FOREIGN ENTITIES.**

(a) IN GENERAL.—All executive agencies must account for existing inventories of covered unmanned aircraft systems manufactured or assembled by a covered foreign entity in their personal property accounting systems, within one year of the date of enactment of this Act, regardless of the original procurement cost, or the purpose of procurement due to the special monitoring and accounting measures necessary to track the items' capabilities.

(b) CLASSIFIED TRACKING.—Due to the sensitive nature of missions and operations conducted by the United States Government, inventory data related to covered unmanned aircraft systems manufactured or assembled by

1 a covered foreign entity may be tracked at a classified  
2 level, as determined by the Secretary of Homeland Secu-  
3 rity or the Secretary's designee.

4 (c) EXCEPTIONS.—The Department of Defense, the  
5 Department of Homeland Security, the Department of  
6 State, the Department of Justice, the Department of  
7 Transportation, and the National Oceanic and Atmos-  
8 pheric Administration may exclude from the full inventory  
9 process, covered unmanned aircraft systems that are  
10 deemed expendable due to mission risk such as recovery  
11 issues, or that are one-time-use covered unmanned aircraft  
12 due to requirements and low cost.

13 (d) INTELLIGENCE COMMUNITY EXCEPTION.—Noth-  
14 ing in this section shall apply to any element of the intel-  
15 ligence community.

16 **SEC. 8. COMPTROLLER GENERAL REPORT.**

17 Not later than 275 days after the date of the enact-  
18 ment of this Act, the Comptroller General of the United  
19 States shall submit to Congress a report on the amount  
20 of commercial off-the-shelf drones and covered unmanned  
21 aircraft systems procured by Federal departments and  
22 agencies from covered foreign entities, except that nothing  
23 in this section shall apply to any element of the intel-  
24 ligence community.

1 **SEC. 9. GOVERNMENT-WIDE POLICY FOR PROCUREMENT**  
2 **OF UNMANNED AIRCRAFT SYSTEMS.**

3 (a) IN GENERAL.—Not later than 180 days after the  
4 date of the enactment of this Act, the Director of the Of-  
5 fice of Management and Budget, in coordination with the  
6 Department of Homeland Security, Department of Trans-  
7 portation, the Department of Justice, the Department of  
8 State, and other Departments as determined by the Direc-  
9 tor of the Office of Management and Budget, and in con-  
10 sultation with the National Institute of Standards and  
11 Technology, shall establish a government-wide policy for  
12 the procurement of an unmanned aircraft system—

13 (1) for non-Department of Defense and non-in-  
14 telligence community operations; and

15 (2) through grants and cooperative agreements  
16 entered into with non-Federal entities.

17 (b) INFORMATION SECURITY.—The policy developed  
18 under subsection (a) shall include the following specifica-  
19 tions, which to the extent practicable, shall be based on  
20 industry standards and technical guidance from the Na-  
21 tional Institute of Standards and Technology, to address  
22 the risks associated with processing, storing, and trans-  
23 mitting Federal information in an unmanned aircraft sys-  
24 tem:

25 (1) Protections to ensure controlled access to  
26 an unmanned aircraft system.

1           (2) Protecting software, firmware, and hard-  
2       ware by ensuring changes to an unmanned aircraft  
3       system are properly managed, including by ensuring  
4       an unmanned aircraft system can be updated using  
5       a secure, controlled, and configurable mechanism.

6           (3) Cryptographically securing sensitive col-  
7       lected, stored, and transmitted data, including prop-  
8       er handling of privacy data and other controlled un-  
9       classified information.

10          (4) Appropriate safeguards necessary to protect  
11       sensitive information, including during and after use  
12       of an unmanned aircraft system.

13          (5) Appropriate data security to ensure that  
14       data is not transmitted to or stored in non-approved  
15       locations.

16          (6) The ability to opt out of the uploading,  
17       downloading, or transmitting of data that is not re-  
18       quired by law or regulation and an ability to choose  
19       with whom and where information is shared when it  
20       is required.

21       (c) REQUIREMENT.—The policy developed under sub-  
22       section (a) shall reflect an appropriate risk-based ap-  
23       proach to information security related to use of an un-  
24       manned aircraft system.



1 (d) REVISION OF ACQUISITION REGULATIONS.—Not  
2 later than 180 days after the date on which the policy  
3 required under subsection (a) is issued—

4 (1) the Federal Acquisition Regulatory Council  
5 shall revise the Federal Acquisition Regulation, as  
6 necessary, to implement the policy; and

7 (2) any Federal department or agency or other  
8 Federal entity not subject to, or not subject solely  
9 to, the Federal Acquisition Regulation shall revise  
10 applicable policy, guidance, or regulations, as nec-  
11 essary, to implement the policy.

12 (e) EXEMPTION.—In developing the policy required  
13 under subsection (a), the Director of the Office of Man-  
14 agement and Budget shall—

15 (1) incorporate policies to implement the ex-  
16 emptions contained in this Act; and

17 (2) incorporate an exemption to the policy in  
18 the case of a head of the procuring department or  
19 agency determining, in writing, that no product that  
20 complies with the information security requirements  
21 described in subsection (b) is capable of fulfilling  
22 mission critical performance requirements, and such  
23 determination—

1 (A) may not be delegated below the level of  
2 the Deputy Secretary, or Administrator, of the  
3 procuring department or agency;

4 (B) shall specify—

5 (i) the quantity of end items to which  
6 the waiver applies and the procurement  
7 value of those items; and

8 (ii) the time period over which the  
9 waiver applies, which shall not exceed three  
10 years;

11 (C) shall be reported to the Office of Man-  
12 agement and Budget following issuance of such  
13 a determination; and

14 (D) not later than 30 days after the date  
15 on which the determination is made, shall be  
16 provided to the Committee on Homeland Secu-  
17 rity and Governmental Affairs of the Senate  
18 and the Committee on Oversight and Reform of  
19 the House of Representatives.

20 **SEC. 10. STATE, LOCAL, AND TERRITORIAL LAW ENFORCE-**  
21 **MENT AND EMERGENCY SERVICE EXEMP-**  
22 **TION.**

23 (a) **RULE OF CONSTRUCTION.**—Nothing in this Act  
24 shall prevent a State, local, or territorial law enforcement  
25 or emergency service agency from procuring or operating

1 a covered unmanned aircraft system purchased with non-  
2 Federal dollars.

3 (b) CONTINUITY OF ARRANGEMENTS.—The Federal  
4 Government may continue entering into contracts, grants,  
5 and cooperative agreements or other Federal funding in-  
6 struments with State, local, or territorial law enforcement  
7 or emergency service agencies under which a covered un-  
8 manned aircraft system will be purchased or operated if  
9 the agency has received approval or waiver to purchase  
10 or operate a covered unmanned aircraft system pursuant  
11 to section 1095.

12 **SEC. 11. STUDY.**

13 (a) STUDY ON THE SUPPLY CHAIN FOR UNMANNED  
14 AIRCRAFT SYSTEMS AND COMPONENTS.—

15 (1) REPORT REQUIRED.—Not later than one  
16 year after the date of the enactment of this Act, the  
17 Under Secretary of Defense for Acquisition and  
18 Sustainment shall provide to the appropriate con-  
19 gressional committees a report on the supply chain  
20 for covered unmanned aircraft systems, including a  
21 discussion of current and projected future demand  
22 for covered unmanned aircraft systems.

23 (2) ELEMENTS.—The report under paragraph  
24 (1) shall include the following:

1 (A) A description of the current and future  
2 global and domestic market for covered un-  
3 manned aircraft systems that are not widely  
4 commercially available except from a covered  
5 foreign entity.

6 (B) A description of the sustainability,  
7 availability, cost, and quality of secure sources  
8 of covered unmanned aircraft systems domesti-  
9 cally and from sources in allied and partner  
10 countries.

11 (C) The plan of the Secretary of Defense  
12 to address any gaps or deficiencies identified in  
13 subparagraph (B), including through the use of  
14 funds available under the Defense Production  
15 Act of 1950 (50 U.S.C. 4501 et seq.) and part-  
16 nerships with the National Aeronautics and  
17 Space Administration and other interested per-  
18 sons.

19 (D) Such other information as the Under  
20 Secretary of Defense for Acquisition and  
21 Sustainment determines to be appropriate.

22 (3) APPROPRIATE CONGRESSIONAL COMMIT-  
23 TEES DEFINED.—In this section the term “appro-  
24 priate congressional committees” means:

1 (A) The Committees on Armed Services of  
2 the Senate and the House of Representatives.

3 (B) The Committee on Homeland Security  
4 and Governmental Affairs of the Senate and the  
5 Committee on Oversight and Reform of the  
6 House of Representatives.

7 (C) The Committee on Commerce, Science,  
8 and Transportation of the Senate and the Com-  
9 mittee on Science, Space, and Technology of  
10 the House of Representatives.

11 (D) The Select Committee on Intelligence  
12 of the Senate and the Permanent Select Com-  
13 mittee on Intelligence of the House of Rep-  
14 resentatives.

15 (E) The Committee on Transportation and  
16 Infrastructure of the House of Representatives.

17 (F) The Committee on Homeland Security  
18 of the House of Representatives.

19 (G) The Committee on Foreign Relations  
20 of the Senate and the Committee on Foreign  
21 Affairs of the House of Representatives.

22 **SEC. 12. EXCEPTIONS.**

23 (a) EXCEPTION FOR WILDFIRE MANAGEMENT OPER-  
24 ATIONS AND SEARCH AND RESCUE OPERATIONS.—The  
25 appropriate Federal agencies, in consultation with the Sec-

1   retary of Homeland Security, are exempt from the pro-  
2   curement and operation restrictions under sections 3, 4,  
3   and 5 to the extent the procurement or operation is nec-  
4   essary for the purpose of supporting the full range of wild-  
5   fire management operations or search and rescue oper-  
6   ations.

7       (b) EXCEPTION FOR INTELLIGENCE ACTIVITIES.—  
8   Sections 3, 4, and 5 shall not apply to any activity subject  
9   to the reporting requirements under title V of the National  
10  Security Act of 1947 (50 U.S.C. 3091 et seq.), any au-  
11  thorized intelligence activities of the United States, or any  
12  activity or procurement that supports an authorized intel-  
13  ligence activity.

14       (c) EXCEPTION FOR TRIBAL LAW ENFORCEMENT OR  
15  EMERGENCY SERVICE AGENCY.—Tribal law enforcement  
16  or Tribal emergency service agencies, in consultation with  
17  the Secretary of Homeland Security, are exempt from the  
18  procurement, operation, and purchase restrictions under  
19  sections 3, 4, and 5 to the extent the procurement or oper-  
20  ation is necessary for the purpose of supporting the full  
21  range of law enforcement operations or search and rescue  
22  operations on Indian lands.

1   **SEC. 13. SUNSET.**

2           Sections 3, 4, and 5 shall cease to have effect on the  
3   date that is five years after the date of the enactment of  
4   this Act.