

1 (1) in subsection (a)—

2 (A) by inserting “(1)” after “GENERAL AU-
3 THORITY.—”;

4 (B) by striking out “head” and all that fol-
5 lows through “thereof)” and inserting in lieu
6 thereof “Commissioner of the United States Cus-
7 toms Service of the Department of the Treasury
8 (and officers or employees of the Service specifi-
9 cally designated by the Commissioner)”; and

10 (C) by adding at the end of subsection (a) the
11 following new paragraphs:

12 “(2) An officer of the United States Customs Service of
13 the Department of the Treasury or other person authorized
14 to board or search vessels who has reasonable cause to sus-
15 pect that any goods or technology have been or will be ex-
16 ported from the United States in violation of this Act, may—

17 “(i) stop, search, and examine, within or without
18 his district, a vehicle, vessel, or person, on which or
19 whom he has reasonable cause to suspect there are any
20 such goods or technology, whether by the person in
21 possession or charge or by, in, or upon such vehicle or
22 vessel, or otherwise;

23 “(ii) search, wherever found, any package or con-
24 tainer in which he has reasonable cause to suspect
25 there are any such goods or technology;

1 “(iii) seize and secure for trial any such goods or
2 technology on or about such vehicle, vessel, or person,
3 or in such package or container; and

4 “(3)(A) An officer of the United States Customs Service
5 of the Department of the Treasury or other person authorized
6 to board or search vessels may, while in the performance of,
7 and in connection with, official duties, make arrests without
8 warrant in the enforcement of the provisions of this Act. The
9 arrest authority conferred by this subsection is in addition to
10 any arrest authority under other laws.

11 “(B) If such officer or person has reasonable cause to
12 suspect that any goods or technology have or would have
13 been exported from the United States in violation of this Act,
14 the officer or person shall refer such matter to the Secretary
15 of the Treasury, or his designee, or the Attorney General for
16 civil or criminal action, respectively, in accordance with this
17 section.”

18 (b) Section 12(c)(3) of the Export Administration Act of
19 1979 (50 U.S.C. App. 2411(c)(3)), is amended by striking out
20 “department or agency with enforcement responsibilities
21 under this Act” and inserting in lieu thereof “United States
22 Customs Service of the Department of the Treasury (and offi-
23 cers or employees of the Service specifically designated by
24 the Commissioner).”.

1 (c) Section 11(c) of the Export Administration Act of
2 1979 (50 U.S.C. App. 2410(c)) is amended by striking out
3 "head" and all that follows through "thereof" and inserting
4 in lieu thereof "Commissioner of the United States Customs
5 Service of the Department of the Treasury (and officers or
6 employees of the Service specifically designated by the Com-
7 missioner).".

8 (d) The amendments made by subsections (a), (b), and (c)
9 shall become effective six months after the date of enactment
10 of this Act. After the date of enactment of this Act, the Sec-
11 retary of Commerce and the Commissioner of the United
12 States Customs Service of the Department of the Treasury
13 shall consult with each other to effect an orderly transfer of
14 responsibility for the enforcement of the Export Administra-
15 tion Act of 1979 pursuant to this section.

16 **CONTRACTS BETWEEN UNITED STATES PERSONS AND**
17 **COMMUNIST COUNTRIES**

18 **SEC. 4.** Section 12(a) of the Export Administration Act
19 of 1979 (50 U.S.C. App. 2411(a)) (as amended by section (3)
20 of this Act) is amended by adding at the end thereof the
21 following new paragraph:

22 "(4) The United States Department of Commerce shall,
23 in consultation with the Commissioner of the United States
24 Customs Service and the Secretary of State, monitor the per-
25 formance of contracts between the United States persons and

1 Communist countries, as defined in the last sentence of sec-
2 tion 620(f) of the Foreign Assistance Act of 1961 (22 U.S.C.
3 2370(f)), to assure compliance with the requirements of this
4 Act.”.

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