



CPA SUPPORTS

# FOREIGN INVESTMENT RISK REVIEW MODERNIZATION ACT OF 2017

S 2098 AND HR 4311

The Committee on Foreign Investment in the US (CFIUS) must have the tools needed to protect national security.

CFIUS currently has jurisdiction to review, in light of national security risks, any transaction that could result in control of a US business by a foreign person. The Foreign Investment Risk Review Modernization Act of 2017 (FIRMA) will update the CFIUS process to meet new national security risks. The bill:



## EXPANDS COVERED TRANSACTIONS INCLUDING:

- Purchase or lease of real estate near a sensitive government facility
- Investment in US “critical control company” or “critical infrastructure company”
- Transfer of critical technology by a US company through joint ventures
- Special scrutiny of transactions involving a “country of special concern”

## ADDS IMPORTANT REVIEW FACTORS FOR TRANSACTIONS THAT, FOR EXAMPLE:



- Result in reliance on foreign suppliers for national defense needs
- Reduce the technological and industrial advantage of the US
- Could create cybersecurity vulnerabilities in the US
- Affect technologies that provide a strategic national security advantage to the US

**These bills have bipartisan support and are supported by the President.**