Appendix A to Part 800—Covered Investment Critical Infrastructure and Functions Related to Covered Investment Critical Infrastructure

Column 1 – Covered investment critical infrastructure	Column 2 – Functions related to covered investment critical infrastructure	
(i) Any:	(i) Own or operate any:	
(a) internet protocol network that has access to every other internet protocol network solely via settlement-free peering; or	(a) internet protocol network that has access to every other internet protocol network solely via settlement-free peering; or	
(b) telecommunications service or information service, each as defined in section 3(a)(2) of the Communications Act of 1934, as amended (47 U.S.C. 153), or fiber optic cable, in each case that directly serves any	(b) telecommunications service or information service, each as defined in section 3(a)(2) of the Communications Act of 1934, as amended (47 U.S.C. 153), or fiber optic cable, in each case that directly serves any	
military installation identified in § 802.227.	military installation identified in § 802.227.	

(ii) Any internet exchange point that supports (ii) Own or operate any internet exchange public peering. point that supports public peering. (iii) Own or operate any submarine cable (iii) Any submarine cable system requiring a license under section 1 of the Cable Landing system requiring a license under section 1 of License Act of 1921 (47 U.S.C. 34), which the Cable Landing License Act of 1921 (47 includes any associated submarine cable, U.S.C. 34), which includes any associated submarine cable landing facilities, and any submarine cable, submarine cable landing facility that performs network management, facilities, and any facility that performs monitoring, maintenance, or other operational network management, monitoring, functions for such submarine cable system. maintenance, or other operational functions for such submarine cable system. (iv) Any submarine cable, landing facility, or (iv) Supply or service any submarine cable, landing facility, or facility that performs facility that performs network management, monitoring, maintenance, or other operational network management, monitoring, function that is part of a submarine cable maintenance, or other operational function system described above in item (iii) of column that is part of a submarine cable system described above in item (iii) of column 1 of 1 of this appendix A. this appendix A. (v) Any data center that is collocated at a (v) Own or operate any data center that is submarine cable landing point, landing collocated at a submarine cable landing point. station, or termination station. landing station, or termination station. (vi) Any satellite or satellite system providing (vi) Own or operate any satellite or satellite services directly to the Department of Defense system providing services directly to the or any component thereof. Department of Defense or any component thereof. (vii) As applicable, manufacture any (vii) Any industrial resource other than commercially available off-the-shelf items, as industrial resource other than commercially defined in section 4203(a) of the National available off-the-shelf items, as defined in Defense Authorization Act for Fiscal Year section 4203(a) of the National Defense 1996, as amended (41 U.S.C. 104), that is Authorization Act for Fiscal Year 1996, as manufactured or operated for a Major amended (41 U.S.C. 104), or operate any Defense Acquisition Program, as defined in industrial resource that is a facility, in each section 7(b)(2)(A) of the Defense Technical case, for a Major Defense Acquisition Program, as defined in section 7(b)(2)(A) of Corrections Act of 1987, as amended (10 U.S.C. 2430), or a Major System, as defined the Defense Technical Corrections Act of 1987, as amended (10 U.S.C. 2430), or a in 10 U.S.C. 2302d, as amended, and: Major System, as defined in 10 U.S.C. 2302d, (a) the U.S. business is a "single source," as amended, and: "sole source," or "strategic multisource," to the extent the U.S. business has been notified (a) the U.S. business is a "single source," of such status; or "sole source," or "strategic multisource," to the extent the U.S. business has been notified of such status; or (b) the industrial resource: (1) requires 12 months or more to (b) the industrial resource: manufacture; or

	(1) requires 12 months or more to
(2) is a "long lead" item, to the extent the U.S. business has been notified that such industrial	manufacture; or
resource is a "long lead" item.	(2) is a "long lead" item, to the extent the U.S. business has been notified that such industrial resource is a "long lead" item.
(viii) Any industrial resource, other than commercially available off-the-shelf items, as defined in section 4203(a) of the National Defense Authorization Act for Fiscal Year 1996, as amended (41 U.S.C. 104), that is manufactured under a "DX" priority rated contract or order under the Defense Priorities and Allocations System regulation (15 CFR part 700, as amended) in the preceding 24 months.	(viii) Manufacture any industrial resource, other than commercially available off-the-shelf items, as defined in section 4203(a) of the National Defense Authorization Act for Fiscal Year 1996, as amended (41 U.S.C. 104), under a "DX" priority rated contract or order under the Defense Priorities and Allocations System regulation (15 CFR part 700, as amended) within 24 months of the transaction in question.
(ix) Any facility in the United States that manufactures:	(ix) Manufacture any of the following in the United States:
(a) specialty metal, as defined in section 842(a)(1)(i) of the John Warner National Defense Authorization Act for Fiscal Year 2007, as amended (10 U.S.C. 2533b);	(a) specialty metal, as defined in section 842(a)(1)(i) of the John Warner National Defense Authorization Act for Fiscal Year 2007, as amended (10 U.S.C. 2533b);
(b) covered material, as defined in 10 U.S.C. 2533c, as amended;	(b) covered material, as defined in 10 U.S.C. 2533c, as amended;
(c) chemical weapons antidote contained in automatic injectors, as described in 10 U.S.C. 2534, as amended; or	(c) chemical weapons antidote contained in automatic injectors, as described in 10 U.S.C. 2534, as amended; or
(d) carbon, alloy, and armor steel plate that is in Federal Supply Class 9515 or is described by specifications of the American Society for Testing Materials or the American Iron and Steel Institute.	(d) carbon, alloy, and armor steel plate that is in Federal Supply Class 9515 or is described by specifications of the American Society for Testing Materials or the American Iron and Steel Institute.
(x) Any industrial resource other than commercially available off-the-shelf items, as defined in 41 U.S.C. 104, as amended, that has been funded, in whole or in part, by any of the following sources in the last 60 months:	(x) As applicable, manufacture any industrial resource other than commercially available off-the-shelf items, as defined in 41 U.S.C. 104, as amended, or operate any industrial resource that is a facility, in each case, that has been funded, in whole or in
(a) Defense Production Act of 1950 Title III program, as amended (50 U.S.C 4501 et seq.);	part, by any of the following sources within 60 months of the transaction in question:
(b) Industrial Base Fund under section	(a) Defense Production Act of 1950 Title III

896(b)(1) of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011, as amended (10 U.S.C. 2508);	program, as amended (50 U.S.C. 4501 et seq.);
(c) Rapid Innovation Fund under section 1073 of Ike Skelton National Defense Authorization Act for Fiscal Year 2011, as	(b) Industrial Base Fund under section 896(b)(1) of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011, as amended (10 U.S.C. 2508);
amended (10 U.S.C. 2359a);	
(d) Manufacturing Technology Program under 10 U.S.C. 2521, as amended;	(c) Rapid Innovation Fund under section 1073 of Ike Skelton National Defense Authorization Act for Fiscal Year 2011, as amended (10 U.S.C. 2359a);
(e) Defense Logistics Agency Warstopper	, , , , , , , , , , , , , , , , , , , ,
Program, as described in DLA Instruction 1212, Industrial Capabilities Program – Manage the WarStopper Program; or	(d) Manufacturing Technology Program under 10 U.S.C. 2521, as amended;
Trimings the Wastepper Freguen, or	(e) Defense Logistics Agency Warstopper
(f) Defense Logistics Agency Surge and	Program, as described in DLA Instruction
Sustainment contract, as described in Subpart	1212, Industrial Capabilities Program –
17.93 of the Defense Logistics Acquisition	Manage the WarStopper Program; or
Directive.	Wanage the Warstopper Frogram, or
Breenve.	(f) Defense Logistics Agency Surge and
	Sustainment contract, as described in Subpart
	17.93 of the Defense Logistics Acquisition
	Directive.
(xi) Any system, including facilities, for the	(xi) Own or operate any system, including
generation, transmission, distribution, or	facilities, for the generation, transmission,
storage of electric energy comprising the	distribution, or storage of electric energy
bulk-power system, as defined in section	comprising the bulk-power system, as defined
215(a)(1) of the Federal Power Act, as	in section 215(a)(1) of the Federal Power Act,
amended (16 U.S.C. 824o(a)(1)).	as amended (16 U.S.C. 824o(a)(1)).
(xii) Any electric storage resource, as defined	(xii) Own or operate any electric storage
in 18 CFR 35.28(b)(9), as amended, that is	resource, as defined in 18 CFR 35.28(b)(9), as
physically connected to the bulk-power	amended, that is physically connected to the
system.	bulk-power system.
(xiii) Any facility that provides electric power	(xiii) Own or operate any facility that
generation, transmission, distribution, or	provides electric power generation,
storage directly to or located on any military	transmission, distribution, or storage directly
installation identified in § 802.227.	to or located on any military installation
	identified in § 802.227.
(xiv) Any industrial control system utilized	(xiv) Manufacture or service any industrial
by:	control system utilized by:
(a) system comprising the bulk-power system	(a) system comprising the bulk-power system
as described above in item (xi) of column 1 of	as described above in item (xi) of column 1 of
this appendix A; or	this appendix A; or
into appendix A, or	uno appenuix A, oi

(b) a facility directly serving any military installation as described above in item (xiii) of column 1 of this appendix A.	(b) a facility directly serving any military installation as described above in item (xiii) of column 1 of this appendix A.	
(xv) Any:	(xv) Own or operate:	
(a) any individual refinery with the capacity to produce 300,000 or more barrels per day (or equivalent) of refined oil or gas products; or	(a) any individual refinery with the capacity to produce 300,000 or more barrels per day (or equivalent) of refined oil or gas products; or	
(b) collection of one or more refineries owned or operated by a single U.S. business with the capacity to produce, in the aggregate, 500,000 or more barrels per day (or equivalent) of refined oil or gas products.	(b) one or more refineries with the capacity to produce, in the aggregate, 500,000 or more barrels per day (or equivalent) of refined oil or gas products.	
(xvi) Any crude oil storage facility with the capacity to hold 30 million barrels or more of crude oil.	(xvi) Own or operate any crude oil storage facility with the capacity to hold 30 million barrels or more of crude oil.	
(xvii) Any:	(xvii) Own or operate any:	
(a) liquefied natural gas (LNG) import or export terminal requiring:	(a) liquefied natural gas (LNG) import or export terminal requiring:	
(1) approval under section 3(e) of the Natural Gas Act, as amended (15 U.S.C. 717b(e)), or	(1) approval under section 3(e) of the Natural Gas Act, as amended (15 U.S.C. 717b(e)), or	
(2) a license under section 4 of the Deepwater Port Act of 1974, as amended (33 U.S.C. 1503); or	(2) a license under section 4 of the Deepwater Port Act of 1974, as amended (33 U.S.C. 1503); or	
(b) natural gas underground storage facility or LNG peak-shaving facility requiring a certificate of public convenience and necessity under section 7 of the Natural Gas Act, as amended (15 U.S.C. 717f).	(b) natural gas underground storage facility or LNG peak-shaving facility requiring a certificate of public convenience and necessity under section 7 of the Natural Gas Act, as amended (15 U.S.C. 717f).	
(xviii) Any financial market utility that the Financial Stability Oversight Council has designated as systemically important under section 804 of the Dodd-Frank Wall Street Reform and Consumer Protection Act, as amended (12 U.S.C. 5463).	(xviii) Own or operate any financial market utility that the Financial Stability Oversight Council has designated as systemically important under section 804 of the Dodd-Frank Wall Street Reform and Consumer Protection Act, as amended (12 U.S.C. 5463).	
(xix) Any exchange registered under section 6 of the Securities Exchange Act of 1934, as amended (15 U.S.C. 78f), that facilitates trading in any national market system	(xix) Own or operate any exchange registered under section 6 of the Securities Exchange Act of 1934, as amended (15 U.S.C. 78f), that facilitates trading in any national market	

security, as defined in 17 CFR § 242.600, as	system security, as defined in 17 CFR §	
amended, and which exchange during at least	242.600, as amended, and which exchange	
four of the preceding six calendar months had:	during at least four of the preceding six	
	calendar months had:	
(a) with respect to all national market system		
securities that are not options, 10 percent or	(a) with respect to all national market system	
more of the average daily dollar volume	securities that are not options, 10 percent or	
reported by applicable transaction reporting	more of the average daily dollar volume	
plans; or	reported by applicable transaction reporting	
Paris, or	plans; or	
(b) with respect to all listed options, 15		
percent or more of the average daily dollar	(b) with respect to all listed options, 15	
volume reported by applicable national	percent or more of the average daily dollar	
market system plans for reporting transactions	volume reported by applicable national	
in listed options.	market system plans for reporting transactions	
	in listed options.	
(xx) Any technology service provider in the	(xx) Own or operate any technology service	
Significant Service Provider Program of the	provider in the Significant Service Provider	
Federal Financial Institutions Examination	Program of the Federal Financial Institutions	
Council that provides core processing	Examination Council that provides core	
services.	processing services.	
(xxi) Any rail line and associated connector	(xxi) Own or operate any rail line and	
line designated as part of the Department of	associated connector line designated as part of	
Defense's Strategic Rail Corridor Network.	the Department of Defense's Strategic Rail	
	Corridor Network.	
(xxii) Any interstate oil pipeline that:	(xxii) Own or operate any interstate oil	
	pipeline that:	
(a) has the capacity to transport:		
	(a) has the capacity to transport:	
(1) 500,000 barrels per day or more of crude		
oil, or	(1) 500,000 barrels per day or more of crude	
	oil, or	
(2) 90 million gallons per day or more of	,	
refined petroleum product; or	(2) 90 million gallons per day or more of	
F,	refined petroleum product; or	
(b) directly serves the strategic petroleum	p p	
reserve, as defined in section 152 of the	(b) directly serves the strategic petroleum	
Energy Policy and Conservation Act, as	reserve, as defined in section 152 of the	
amended (42 U.S.C. 6232).	Energy Policy and Conservation Act, as	
unionaea (¬2 0.0.0. 0232).	amended (42 U.S.C. 6232).	
(xxiii) Any interstate natural gas pipeline with	(xxiii) Own or operate any interstate natural	
an outside diameter of 20 or more inches.	gas pipeline with an outside diameter of 20 or	
an outside diameter of 20 of filore filches.	more inches.	
(crosics) A may in directain 1 and the 1 are the manager 1		
(xxiv) Any industrial control system utilized	(xxiv) Manufacture or service any industrial	
by:	control system utilized by:	

(1) (1) (1) (1) (1)		
(a) an interstate oil pipeline as described	(a) an interstate oil pipeline as described	
above in item (xxii) of column 1 of this	above in item (xxii) of column 1 of this	
appendix A; or	appendix A; or	
(b) an interstate natural gas pipeline as	(b) an interstate natural gas pipeline as	
described above in item (xxiii) of column 1 of	described above in item (xxiii) of column 1 of	
this appendix A.	this appendix A.	
(xxv) Any airport identified in	(xxv) Own or operate any airport identified in	
§ 802.210(a)(1) through (3).	§ 802.210(a)(1) through (3).	
(xxvi) Any:	(xxvi) Own or operate any:	
(AAVI) Tilly.	(XXVI) Own or operate any.	
(a) maritime port identified in § 802.210(a)(4)	(a) maritime port identified in § 802.210(a)(4)	
1 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	1	
or (5); or	or (5); or	
	(1) 1 1 1 1 1 1 1 2 1 1 2 1	
(b) any individual terminal at such maritime	(b) any individual terminal at such maritime	
ports.	ports.	
(xxvii) Any public water system, as defined in	(xxvii) Own or operate any public water	
section 1401(4) of the Safe Drinking Water	system, as defined in section 1401(4) of the	
Act, as amended (42 U.S.C. 300f(4)(A)), or	Safe Drinking Water Act, as amended (42	
treatment works, as defined in section	U.S.C. 300f(4)(A)), or treatment works, as	
212(2)(A) of the Clean Water Act, as	defined in section 212(2)(A) of the Clean	
amended (33 U.S.C. 1292(2)), which:	Water Act, as amended (33 U.S.C. 1292(2)),	
	which:	
(a) regularly serves 10,000 individuals or		
more, or	(a) regularly serves 10,000 individuals or	
	more, or	
(b) directly serves any military installation	111010, 01	
identified in § 802.227.	(b) directly serves any military installation	
identified in § 002.227.	identified in § 802.227.	
(vvvviii) A my industrial control evertors willing	·	
(xxviii) Any industrial control system utilized	(xxviii) Manufacture or service any industrial	
by a public water system or treatment works	control system utilized by a public water	
as described above in item (xxvii) of column	system or treatment works as described above	
1 of this appendix A.	in item (xxvii) of column 1 of this appendix	
	A.	

Appendix B to part 800—Industries

Industry	NAICS Code
Aircraft Manufacturing	NAICS Code: 336411
Aircraft Engine and Engine Parts Manufacturing	NAICS Code: 336412
Alumina Refining and Primary Aluminum Production	NAICS Code: 331313
Ball and Roller Bearing Manufacturing	NAICS Code: 332991
Computer Storage Device Manufacturing	NAICS Code: 334112
Electronic Computer Manufacturing	NAICS Code: 334111
Guided Missile and Space Vehicle Manufacturing	NAICS Code: 336414
Guided Missile and Space Vehicle Propulsion Unit and	NAICS Code: 336415
Propulsion Unit Parts Manufacturing	
Military Armored Vehicle, Tank, and Tank Component	NAICS Code: 336992
Manufacturing	
Nuclear Electric Power Generation	NAICS Code: 221113
Optical Instrument and Lens Manufacturing	NAICS Code: 333314
Other Basic Inorganic Chemical Manufacturing	NAICS Code: 325180
Other Guided Missile and Space Vehicle Parts and Auxiliary	NAICS Code: 336419
Equipment Manufacturing	
Petrochemical Manufacturing	NAICS Code: 325110
Petrochemical Manufacturing	NAICS Code: 332117
Powder Metallurgy Part Manufacturing	
Power, Distribution, and Specialty Transformer	NAICS Code: 335311
Manufacturing	
Primary Battery Manufacturing	NAICS Code: 335912
Radio and Television Broadcasting and Wireless	NAICS Code: 334220
Communications Equipment Manufacturing	
Research and Development in Nanotechnology	NAICS Code: 541713
Research and Development in Biotechnology (except	NAICS Code: 541714
Nanobiotechnology)	
Secondary Smelting and Alloying of Aluminum	NAICS Code: 331314
Search, Detection, Navigation, Guidance, Aeronautical, and	NAICS Code: 334511
Nautical System and Instrument Manufacturing	
Semiconductor and Related Device Manufacturing	NAICS Code: 334413
Semiconductor Machinery Manufacturing	NAICS Code: 333242
Storage Battery Manufacturing	NAICS Code: 335911
Telephone Apparatus Manufacturing	NAICS Code: 334210
Turbine and Turbine Generator Set Units Manufacturing	NAICS Code: 333611