

118TH CONGRESS  
1ST SESSION

# H. R. 686

To require the continuation in effect of export controls with respect to  
Huawei Technologies Co. Ltd., and for other purposes.

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IN THE HOUSE OF REPRESENTATIVES

JANUARY 31, 2023

Mr. STEUBE (for himself, Mr. WEBSTER of Florida, and Mr. SELF) introduced the following bill; which was referred to the Committee on Foreign Affairs

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## A BILL

To require the continuation in effect of export controls with respect to Huawei Technologies Co. Ltd., 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 “Keep Huawei on the  
5 Entity List Act”.

1 **SEC. 2. CONTINUATION IN EFFECT OF EXPORT CONTROLS**  
2 **WITH RESPECT TO HUAWEI TECHNOLOGIES**  
3 **CO. LTD.**

4 The Secretary of Commerce may not remove Huawei  
5 Technologies Co. Ltd., or its subsidiaries and affiliates,  
6 from the entity list or modify any of the licensing policies  
7 pursuant to its designation on the entity list, including  
8 the foreign direct product rule, unless the Secretary, with  
9 the concurrence of the End-User Review Committee by a  
10 unanimous vote of such Committee, certifies to the appro-  
11 priate congressional committees that Huawei Technologies  
12 Co. Ltd., and its subsidiaries and affiliates—

13 (1) have not engaged in activities that are con-  
14 trary to United States national security or foreign  
15 policy interests and are unlikely to engage in such  
16 activities in the future; and

17 (2) are not owned, controlled, or influenced by  
18 the Communist Party of China.

19 **SEC. 3. EXPORT CONTROLS WITH RESPECT TO HONOR DE-**  
20 **VICE CO. LTD.**

21 Not later than 180 days after the date of the enact-  
22 ment of this Act, the Secretary of Commerce—

23 (1) shall designate Honor Device Co. Ltd. for  
24 inclusion on the entity list; and

25 (2) shall publish a notification with respect to  
26 such designation in the Federal Register.

1 **SEC. 4. REPORT.**

2 (a) IN GENERAL.—Not later than 30 days after the  
3 date of the enactment of this Act, and on a monthly basis  
4 thereafter, the Secretary of Commerce shall submit to the  
5 appropriate congressional committees a report that—

6 (1) identifies and describes all license applica-  
7 tions received by the Department of Commerce to  
8 export, reexport, or transfer (in-country) items sub-  
9 ject to the Export Administration Regulations to—

10 (A) Huawei Technologies Co. Ltd., or its  
11 subsidiaries and affiliates; or

12 (B) Honor Device Co. Ltd; and

13 (2) identifies whether such license applications  
14 were approved or denied.

15 (b) FORM.—The report required by subsection (a)  
16 shall be submitted in unclassified form, but may contain  
17 a classified annex.

18 **SEC. 5. DEFINITIONS.**

19 In this Act:

20 (1) APPROPRIATE CONGRESSIONAL COMMIT-  
21 TEES.—The term “appropriate congressional com-  
22 mittees” means the Committee on Foreign Affairs of  
23 the House of Representatives and the Committee on  
24 Banking, Housing, and Urban Affairs of the Senate.

25 (2) END-USER REVIEW COMMITTEE.—The term  
26 “End-User Review Committee” means the End-User

1 Review Committee described in Supplement No. 9 to  
2 part 748 of the Export Administration Regulations.

3 (3) ENTITY LIST.—The term “entity list”  
4 means the list maintained by the Bureau of Industry  
5 and Security and set forth in Supplement No. 4 to  
6 part 744 of the Export Administration Regulations.

7 (4) EXPORT ADMINISTRATION REGULATIONS.—  
8 The term “Export Administration Regulations”  
9 means subchapter C of chapter VII of title 15, Code  
10 of Federal Regulations.

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