

Union Calendar No. 405

118TH CONGRESS
2^D SESSION

H. R. 820

[Report No. 118–489]

To direct the Federal Communications Commission to publish a list of entities that hold authorizations, licenses, or other grants of authority issued by the Commission and that have certain foreign ownership, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 2, 2023

Ms. STEFANIK (for herself, Mr. GALLAGHER, and Mr. KHANNA) introduced the following bill; which was referred to the Committee on Energy and Commerce

MAY 7, 2024

Additional sponsor: Mr. DAVIS of North Carolina

MAY 7, 2024

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italic*]

[For text of introduced bill, see copy of bill as introduced on February 2, 2023]

A BILL

To direct the Federal Communications Commission to publish a list of entities that hold authorizations, licenses, or other grants of authority issued by the Commission and that have certain foreign ownership, 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 “Foreign Adversary Com-*
5 *munications Transparency Act”.*

6 **SEC. 2. LIST OF ENTITIES HOLDING FCC AUTHORIZATIONS,**
7 **LICENSES, OR OTHER GRANTS OF AUTHORITY**
8 **AND HAVING CERTAIN FOREIGN OWNERSHIP.**

9 *(a) IN GENERAL.—Not later than 120 days after the*
10 *date of the enactment of this Act, the Commission shall pub-*
11 *lish on the internet website of the Commission a list of each*
12 *entity—*

13 *(1) that holds a license issued by the Commission*
14 *pursuant to—*

15 *(A) section 309(j) of the Communications*
16 *Act of 1934 (47 U.S.C. 309(j)); or*

17 *(B) the Act of May 27, 1921 (47 U.S.C. 34*
18 *et seq.; commonly known as the “Cable Landing*
19 *Licensing Act”) and Executive Order 10530 (3*
20 *U.S.C. 301 note; relating to the performance of*
21 *certain functions vested in or subject to the ap-*
22 *proval of the President); and*

23 *(2) with respect to which—*

24 *(A) a covered entity holds an equity or vot-*
25 *ing interest that is required to be reported to the*

1 *Commission under the ownership rules of the*
2 *Commission; or*

3 *(B) an appropriate national security agen-*
4 *cy has determined that a covered entity exerts*
5 *control, regardless of whether such covered entity*
6 *holds an equity or voting interest as described in*
7 *subparagraph (A).*

8 ***(b) RULEMAKING.—***

9 ***(1) IN GENERAL.—****Not later than 18 months*
10 *after the date of the enactment of this Act, the Com-*
11 *mission shall issue rules to obtain information to*
12 *identify each entity—*

13 *(A) that holds any authorization, license, or*
14 *other grant of authority issued by the Commis-*
15 *sion (other than a license described in subsection*
16 *(a)(1)); and*

17 *(B) with respect to which a covered entity*
18 *holds an equity or voting interest that is re-*
19 *quired to be reported to the Commission under*
20 *the ownership rules of the Commission.*

21 ***(2) PLACEMENT ON LIST.—****Not later than 1 year*
22 *after the Commission issues the rules required by*
23 *paragraph (1), the Commission shall place each enti-*
24 *ty described in such paragraph on the list published*
25 *under subsection (a).*

1 (c) *PAPERWORK REDUCTION ACT EXEMPTION.*—A col-
2 *lection of information conducted or sponsored by the Com-*
3 *mission to implement this section does not constitute a col-*
4 *lection of information for the purposes of subchapter I of*
5 *chapter 35 of title 44, United States Code (commonly re-*
6 *ferred to as the “Paperwork Reduction Act”).*

7 (d) *ANNUAL UPDATES.*—*The Commission shall, not*
8 *less frequently than annually, update the list published*
9 *under subsection (a), including with respect to any entity*
10 *required to be placed on such list by subsection (b)(2).*

11 (e) *DEFINITIONS.*—*In this section:*

12 (1) *APPROPRIATE NATIONAL SECURITY AGEN-*
13 *CY.*—*The term “appropriate national security agen-*
14 *cy” has the meaning given such term in section 9 of*
15 *the Secure and Trusted Communications Networks*
16 *Act of 2019 (47 U.S.C. 1608).*

17 (2) *COMMISSION.*—*The term “Commission”*
18 *means the Federal Communications Commission.*

19 (3) *COVERED COUNTRY.*—*The term “covered*
20 *country” means a country specified in section*
21 *4872(d)(2) of title 10, United States Code.*

22 (4) *COVERED ENTITY.*—*The term “covered enti-*
23 *ty” means—*

24 (A) *the government of a covered country;*

1 *(B) an entity organized under the laws of*
2 *a covered country; and*

3 *(C) a subsidiary or affiliate of an entity de-*
4 *scribed in subparagraph (B), regardless of*
5 *whether the subsidiary or affiliate is organized*
6 *under the laws of a covered country.*

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