

Union Calendar No. 699

118TH CONGRESS
2D SESSION

H. R. 1377

[Report No. 118–860, Part I]

To direct the Assistant Secretary of Commerce for Communications and Information to take certain actions to enhance the representation of the United States and promote United States leadership in communications standards-setting bodies, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 3, 2023

Mr. WALBERG (for himself, Mrs. DINGELL, Mr. JOHNSON of Ohio, and Ms. KUSTER) introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

DECEMBER 11, 2024

Reported from the Committee on Energy and Commerce

DECEMBER 11, 2024

Committee on Foreign Affairs discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

To direct the Assistant Secretary of Commerce for Communications and Information to take certain actions to enhance the representation of the United States and promote United States leadership in communications standards-setting bodies, 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 “Promoting United
5 States Wireless Leadership Act of 2023”.

6 **SEC. 2. REPRESENTATION AND LEADERSHIP OF UNITED**
7 **STATES IN COMMUNICATIONS STANDARDS-**
8 **SETTING BODIES.**

9 (a) IN GENERAL.—In order to enhance the represen-
10 tation of the United States and promote United States
11 leadership in standards-setting bodies that set standards
12 for 5G networks and for future generations of wireless
13 communications networks, the Assistant Secretary shall,
14 in consultation with the National Institute of Standards
15 and Technology—

16 (1) equitably encourage participation by compa-
17 nies and a wide variety of relevant stakeholders, but
18 not including any company or relevant stakeholder
19 that the Assistant Secretary has determined to be
20 not trusted, (to the extent such standards-setting
21 bodies allow such stakeholders to participate) in
22 such standards-setting bodies; and

23 (2) equitably offer technical expertise to compa-
24 nies and a wide variety of relevant stakeholders, but
25 not including any company or relevant stakeholder

1 that the Assistant Secretary has determined to be
2 not trusted, (to the extent such standards-setting
3 bodies allow such stakeholders to participate) to fa-
4 cilitate such participation.

5 (b) STANDARDS-SETTING BODIES.—The standards-
6 setting bodies referred to in subsection (a) include—

7 (1) the International Organization for Stand-
8 ardization;

9 (2) the voluntary standards-setting bodies that
10 develop protocols for wireless devices and other
11 equipment, such as the 3GPP and the Institute of
12 Electrical and Electronics Engineers; and

13 (3) any standards-setting body accredited by
14 the American National Standards Institute or Alli-
15 ance for Telecommunications Industry Solutions.

16 (c) BRIEFING.—Not later than 60 days after the date
17 of the enactment of this Act, the Assistant Secretary shall
18 brief the Committees on Energy and Commerce and For-
19 eign Affairs of the House of Representatives and the Com-
20 mittees on Commerce, Science, and Transportation and
21 Foreign Relations of the Senate on a strategy to carry
22 out subsection (a).

23 (d) DEFINITIONS.—In this section:

24 (1) 3GPP.—The term “3GPP” means the 3rd
25 Generation Partnership Project.

1 (2) 5G NETWORK.—The term “5G network”
2 means a fifth-generation mobile network as de-
3 scribed by 3GPP Release 15 or higher.

4 (3) ASSISTANT SECRETARY.—The term “Assist-
5 ant Secretary” means the Assistant Secretary of
6 Commerce for Communications and Information.

7 (4) CLOUD COMPUTING.—The term “cloud
8 computing” has the meaning given the term in Spe-
9 cial Publication 800–145 of the National Institute of
10 Standards and Technology, entitled “The NIST Def-
11 inition of Cloud Computing”, published in Sep-
12 tember 2011, or any successor publication.

13 (5) COMMUNICATIONS NETWORK.—The term
14 “communications network” means any of the fol-
15 lowing:

16 (A) A system enabling the transmission,
17 between or among points specified by the user,
18 of information of the user’s choosing.

19 (B) Cloud computing resources.

20 (C) A network or system used to access
21 cloud computing resources.

22 (6) NOT TRUSTED.—The term “not trusted”
23 means, with respect to a company or stakeholder,
24 that the company or stakeholder is determined by
25 the Assistant Secretary to pose a threat to the na-

1 tional security of the United States. In making such
2 a determination, the Assistant Secretary shall rely
3 solely on one or more of the following determina-
4 tions:

5 (A) A specific determination made by any
6 executive branch interagency body with appro-
7 priate national security expertise, including the
8 Federal Acquisition Security Council estab-
9 lished under section 1322(a) of title 41, United
10 States Code.

11 (B) A specific determination made by the
12 Department of Commerce pursuant to Execu-
13 tive Order No. 13873 (84 Fed. Reg. 22689; re-
14 lating to securing the information and commu-
15 nications technology and services supply chain).

16 (C) Whether a company or stakeholder
17 produces or provides covered telecommuni-
18 cations equipment or services, as defined in sec-
19 tion 889(f)(3) of the John S. McCain National
20 Defense Authorization Act for Fiscal Year 2019
21 (Public Law 115–232; 132 Stat. 1918).

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