PUBLIC SAFETY AND HOMELAND SECURITY BUREAU ISSUES FINAL DESIGNATIONS OF HUAWEI TECHNOLOGIES COMPANY AND ZTE CORPORATION AS COMPANIES POSING A NATIONAL SECURITY THREAT TO THE INTEGRITY OF COMMUNICATIONS NETWORKS AND THE COMMUNICATIONS SUPPLY CHAIN PURSUANT TO 47 CFR § 54.9

PS Docket Nos. 19-351, 19-352

In the November 2019 Protecting Against National Security Threats Order, the Commission adopted a rule to prohibit the use of universal service support to purchase or obtain any equipment or services produced or provided by a company posing a national security threat to the integrity of communications networks or the communications supply chain.¹ The Commission also initially designated two companies, Huawei Technologies Company (Huawei) and ZTE Corporation (ZTE), as covered companies for purposes of this rule, codified at 47 CFR § 54.9, and directed the Public Safety and Homeland Security Bureau (Bureau) to determine whether to issue final designations of these companies.² The Order further provided that the Bureau shall issue a public notice announcing its final determination and the effective date of any final designation.³ By this Public Notice, the Bureau announces that it has released orders issuing final designations of Huawei and ZTE, as well as their parents, affiliates, and subsidiaries, as companies posing a national security threat to the integrity of communications networks and the communications supply chain pursuant to 47 CFR § 54.9.⁴

¹ 47 CFR § 54.9(a); Protecting Against National Security Threats to the Communications Supply Chain Through FCC Programs et al., WC Docket No. 18-89 et al., Report and Order, Further Notice of Proposed Rulemaking, and Order, 34 FCC Rcd 11423, 11433, para. 26 (2019) (Protecting Against National Security Threats Order or Order).

² Order, 34 FCC Rcd at 11439-40, 11449, paras. 43, 64-65; see also Public Safety and Homeland Security Bureau Extends Timeframe for Determining Whether to Finalize Designations Of Huawei and ZTE Pursuant To 47 CFR § 54.9, PS Docket Nos. 19-351, 19-352, Public Notice, DA 20-471 (PSHSB May 1, 2020) (extending for good cause the 120-day timeframe for the Bureau to determine whether to issue final designations from May 4, 2020 to June 30, 2020).

³ Order, 34 FCC Rcd at 11449, para. 65; see id. at 11483, para. 170 (“[U]se of USF support to procure or otherwise support equipment or services produced or provided by these two companies has not and will not be disallowed until such time as [the Bureau] issues a public notice announcing its final determination and the effective date of any potential final designation of one or both of these companies.”).

⁴ See generally Protecting Against National Security Threats to the Communications Supply Chain Through FCC Programs – Huawei Designation, PS Docket No. 19-351, Order, DA 20-690 (PSHSB June 30, 2020) (Huawei Designation Order); Protecting Against National Security Threats to the Communications Supply Chain Through FCC (continued….)
designations are effective immediately. Accordingly, effective immediately, no universal service support may be used to purchase, obtain, maintain, improve, modify, or otherwise support any equipment or services produced or provided by Huawei or ZTE.6

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