

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 750
OFFERED BY M. _____**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Chinese-owned Appli-
3 cations Using The Information of Our Nation Act of
4 2023” or the “CAUTION Act of 2023”.

5 SEC. 2. DISCLOSURE REQUIREMENTS.

6 (a) IN GENERAL.—Any person that sells or distrib-
7 utes a mobile application that the Federal Government has
8 prohibited the use of for Government-owned devices under
9 Public Law 117–328, before any individual downloads or
10 updates the application, shall disclose, in a clear and con-
11 spicuous manner, that the use of the mobile application
12 is prohibited on Government-owned devices under law.

13 (b) ENFORCEMENT.—

14 (1) UNFAIR AND DECEPTIVE ACTS OR PRAC-
15 TICES.—A violation of this section shall be treated
16 as a violation of a rule defining an unfair or decep-
17 tive act or practice prescribed under section

1 18(a)(1)(B) of the Federal Trade Commission Act
2 (15 U.S.C. 57a(a)(1)(B)).

3 (2) POWERS OF THE FEDERAL TRADE COMMIS-
4 SION.—

5 (A) IN GENERAL.—The Federal Trade
6 Commission shall enforce this section in the
7 same manner, by the same means, and with the
8 same jurisdiction, powers, and duties as though
9 all applicable terms and provisions of the Fed-
10 eral Trade Commission Act (15 U.S.C. 41 et
11 seq.) were incorporated into and made a part of
12 this section.

13 (B) PRIVILEGES AND IMMUNITIES.—Any
14 person that violates this section shall be subject
15 to the penalties, provided in the Federal Trade
16 Commission Act (15 U.S.C. 41 et seq.).

17 (3) AUTHORITY PRESERVED.—Nothing in this
18 Act shall be construed to limit the authority of the
19 Federal Trade Commission under any other provi-
20 sion of law.

