

THE IP COMMISSION

THE COMMISSION ON THE THEFT OF
AMERICAN INTELLECTUAL PROPERTY

PRESS RELEASE

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New Law Protects U.S. Trade Secrets, Accomplishes IP Commission Recommendation

WASHINGTON, D.C. | The Commission on the Theft of American Intellectual Property (IP Commission) welcomes President Biden's signing into law of the [Protecting American Intellectual Property Act of 2022](#), which directs the administration to compile a report identifying foreign individuals and entities who knowingly steal or use stolen U.S. trade secrets and mandates the imposition of sanctions against those violators.

This bipartisan legislation achieves longstanding IP Commission recommendations to impose meaningful sanctions against foreign companies that use stolen American IP or benefit from the improper use of American IP.

"The IP Commission has long argued that the best way to reduce the scale and scope of IP theft is to fundamentally change the calculus for individual bad actors, and subjecting them to targeted U.S. sanctions accomplishes that objective. This legislation is an excellent and long overdue first step. To put a stop to rampant IP theft will take effective implementation," said Admiral (ret) Dennis Blair, IP Commission chair.

The legislation provides the President with discretion about the stringency of sanctions enforced against corporate violators. The IP Commission has long recommended that repeat offenders should be denied access to U.S. banking and financial systems, and it encourages the administration to use Entity List designations or full blocking sanctions against repeated or egregious violators to impose costs commensurate with the devastating effects trade secret theft can have on U.S. businesses.

“The IP Commission urges the Biden administration to utilize these new legislative authorities to aggressively investigate and punish theft of U.S. trade secrets to the fullest extent of the law,” argues NBR President Roy Kamphausen, IP Commission executive director.

The IP Commission is heartened by the efforts taken by the previous Congress to strengthen protections for American IP and looks forward to further legislative action in the current Congress to continue these efforts. Specifically, the IP Commission wishes to highlight its recommendations regarding improvements to the Section 337 process and its support for legislation, such as the SECRETS Act, that would enact these recommendations.

To view the full IP Commission 2021 Review, [click here](#).

About the IP Commission

The Commission on the Theft of American Intellectual Property is an independent and bipartisan initiative of leaders from the private sector, public service in national security and foreign affairs, academia, and politics.

About the Commissioners

Chair:

Admiral Dennis C. Blair, Knott Professor of the Practice at the University of North Carolina, former commander of the U.S. Pacific Command, and former U.S. director of national intelligence

Co-chair Emeritus:

Jon M. Huntsman, Jr., vice chair, policy, Ford Motor Company; former ambassador of the United States to Russia and China, former governor of the State of Utah, and former deputy U.S. trade representative

Other Commissioners:

Charles W. Boustany, Jr., counselor to the National Bureau of Asian Research, former six-term U.S. representative from Louisiana

William J. Lynn III, CEO of Leonardo DRS, former U.S. deputy secretary of defense

Deborah Wince-Smith, president and CEO of the Council on Competitiveness

Michael K. Young, president emeritus of Texas A&M University, professor at the Bush School of Government and Public Administration at Texas A&M University

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