

10/5/2023

Congressman Jacob LaTurner
Congressman Tracy Mann
Congressman Ron Estes
Congresswoman Sharice Davids

INVESTIGATION OF VIOLATIONS OF “UYGHUR FORCED LABOR PREVENTION ACT”

DATES:

This notice announces the publication and availability of the UFLPA Entity List updated as of September 27, 2023, included as an appendix to this notice.

ADDRESSES:

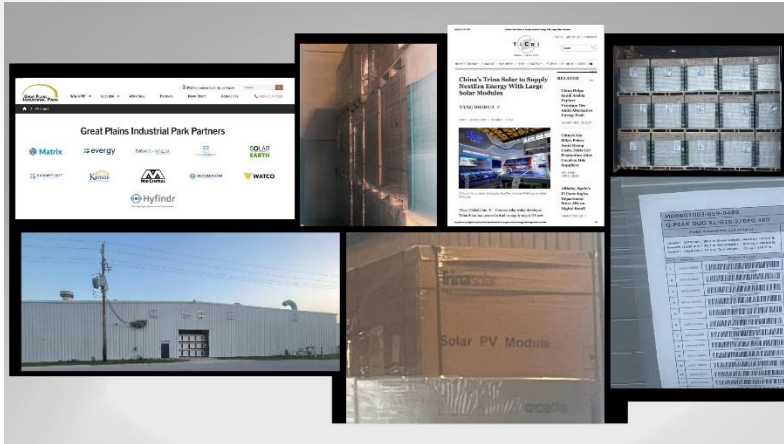
Persons seeking additional information on the UFLPA Entity List should email the FLETF at FLETF.UFLPA.EntityList@hq.dhs.gov.

FOR FURTHER INFORMATION CONTACT:

Cynthia Echeverria, Director of Trade Policy, Trade and Economic Security, Office of Strategy, Policy, and Plans, DHS. Phone: (202) 938–6365, Email: FLETF.UFLPA.EntityList@hq.dhs.gov.

I am submitting a Letter of Request that the Congressional Delegation from the State of Kansas initiate a thorough investigation into the storage of and intended use of hundreds of Solar PV MODULE QCELLA Panels manufactured by Trinisolar located in the State of Kansas with two known locations in Southeast Kansas. Two of those locations are as follows, Trinisolar @ 111 Center St, Galesburg, KS 66740 and Great Plains Industrial Park @ 23050 Scott Rd, Parsons, KS 67357 Building 1400 have been confirmed and pictures are included. Violations of Human Rights of those who can not speak for themselves has been an ongoing problem with China and it is the duty of each one of you to enforce Federal Statutes if there is evidence of violations so justice will be served.

The U.S. Department of Homeland Security (DHS), on behalf of the Forced Labor Enforcement Task Force (FLETF), is announcing the publication of the updated UFLPA Entity List, a consolidated register of the four lists required to be developed and maintained pursuant to section 2(d)(2)(B) of the Uyghur Forced Labor Prevention Act (Pub. L. 117–78) (UFLPA), to <https://www.dhs.gov/uflpa-entity-list>. The UFLPA Entity List is available as an appendix to this notice. This update adds three entities to the section 2(d)(2)(B)(ii) list of the UFLPA, which identifies entities working with the government of the Xinjiang Uyghur Autonomous Region to recruit, transport, transfer, harbor or receive forced labor or Uyghurs, Kazakhs, Kyrgyz, or members of other persecuted groups out of the Xinjiang Uyghur Autonomous Region. Future revisions to the UFLPA Entity List, which may include additions, removals or technical corrections, will be published to <https://www.dhs.gov/uflpa-entitylist> and in the appendices of future Federal



Register notices. See Appendix 1. Beginning on June 21, 2022, the UFLPA requires the Commissioner of U.S. Customs and Border Protection to apply a rebuttable presumption that goods mined, produced, or manufactured by entities on the UFLPA Entity List are made with forced labor, and

therefore, prohibited from importation into the United States under [19 U.S.C. 1307](#). See section 3(a) of the UFLPA. As the FLETF revises the UFLPA Entity List, including by making additions, removals, or technical corrections, DHS, on its behalf, will post such revisions to the DHS UFLPA website (<https://www.dhs.gov/uflpa-entity-list>) and also publish the revised UFLPA Entity List as an appendix to a Federal Register notice.

Background

A. The Forced Labor Enforcement Task Force

Section 741 of the United States-Mexico-Canada Agreement Implementation Act established the FLETF to monitor United States enforcement of the prohibition under section 307 of the Tariff Act of 1930, as amended ([19 U.S.C. 1307](#)). See [19 U.S.C. 4681](#). Pursuant to DHS Delegation Order No. 23034, the DHS Under Secretary for Strategy, Policy, and Plans serves as Chair of the FLETF, an interagency task force that includes the Department of Homeland Security, the Office of the U.S. Trade Representative, and the Departments of Labor, State, Justice, the Treasury, and Commerce (member agencies). ¹ See [19 U.S.C. 4681](#); [Executive Order 13923](#) (May 15, 2020). In addition, the FLETF includes six observer agencies: the Departments of Energy and Agriculture, the U.S. Agency for International Development, the National Security Council, U.S. Customs and Border Protection, and U.S. Immigration and Customs Enforcement Homeland Security Investigations.

B. The Uyghur Forced Labor Prevention Act: Preventing Goods Made With Forced Labor in the People's Republic of China From Being Imported Into the United States

The UFLPA requires, among other things, that the FLETF, in consultation with the Secretary of Commerce and the Director of National Intelligence, develop a strategy (UFLPA section 2(c)) for supporting enforcement of section 307 of the Tariff Act of 1930, to prevent the importation into the United States of goods, wares, articles, and merchandise mined, produced, or manufactured wholly or in

part with forced labor in the People's Republic of China. As required by the UFLPA, the *Strategy to Prevent the Importation of Goods Mined, Produced, or Manufactured with Forced Labor in the People's Republic of China*, which was published on the DHS website on June 17, 2022 (see <https://www.dhs.gov/uflpa-strategy>), includes the initial UFLPA Entity List, a consolidated register of the four lists required to be developed and maintained pursuant to the UFLPA. See UFLPA section 2(d)(2)(B).

So, with that being said, Trina Solar is one of the companies still being examined/reviewed by the US Department of Commerce's International Trade Administration for countervailing duties:
<https://www.trade.gov/sites/default/files/2022-07-11/tdfr/2022-14501.pdf>

Appendix II
 Non-Examined Companies Under Review
 1. Aiji David Solar Energy Science & Technology Co., Ltd.
 2. BYD (Shanghai) Industrial Co., Ltd.; Shanghai BYD Co., Ltd.
 3. Caimi Solar Energy Technology (Haining) Co., Ltd.
 4. Caimi Solar (Zhejiang) Co., Ltd.
 5. JA Solar (Zhejiang) Co., Ltd.
 6. JA Solar Technology Yangzhou Co., Ltd.
 7. Jiangsu High Speed Rail Group
 8. Jiangsu Huayou International Logistics
 9. LONG Solar Technology Co., Ltd.
 10. Shanghai JA Solar Technology Co., Ltd.
 11. Shandong Sunlight Solar Co., Ltd.
 12. Suntech Power Co., Ltd.
 13. Xinyang Technology (Hangzhou) Science and Technology Co., Ltd.
 14. **Trina Solar (Shanghai) Science and Technology Co., Ltd.**
 15. **Trina Solar Co., Ltd.**
 16. West Trina Power Systems Co., Ltd.
 17. Yingli Energy (China) Co., Ltd.
 18. Changzhou Trina Solar Energy Co., Ltd.; Changzhou Trina Solar Yangang Energy Co., Ltd.; Hubei Trina Solar Energy Co., Ltd.; Turpan Trina Solar Energy Co., Ltd.

C. UFLPA Entity List

The UFLPA Entity List addresses distinct requirements set forth in clauses (i), (ii), (iv), and (v) of section 2(d)(2)(B) of the UFLPA that the FLETF identify and publish the following four lists:

- (1) a list of entities in Xinjiang that mine, produce, or manufacture wholly or in part any goods, wares, articles, and merchandise with forced labor;
- (2) a list of entities working with the government of Xinjiang to recruit, transport, transfer, harbor or receive forced labor or Uyghurs, Kazakhs, Kyrgyz, or members of other persecuted groups out of Xinjiang;
- (3) a list of entities that exported products made by entities in lists 1 and 2 from the PRC into the United States; and
- (4) a list of facilities and entities, including the Xinjiang Production and Construction Corps, that source material from Xinjiang or from persons working with the government of Xinjiang or the Xinjiang Production and Construction Corps for purposes of the “poverty alleviation” program or the “pairing-assistance” program or any other government-labor scheme that uses forced labor.

The UFLPA Entity List is a consolidated register of the above four lists. In accordance with section 3(e) of the UFLPA, effective June 21, 2022, entities on the UFLPA Entity List (listed entities) are subject to the UFLPA's rebuttable presumption, and products they produce, wholly or in part, are prohibited from entry into the United States under 19 U.S.C. 1307. The UFLPA Entity List is described in Appendix 1 to this notice. The UFLPA Entity List should not be interpreted as an exhaustive list of entities engaged in the practices described in clauses (i), (ii), (iv), or (v) of section 2(d)(2)(B) of the UFLPA.

Revisions to the UFLPA Entity List, including all additions, removals, and technical corrections, will be published on the DHS UFLPA website (<https://www.dhs.gov/uflpa-entity-list>) and as an Appendix to a notice that will be published in the Federal Register . See Appendix 1. The FLETF will consider

future additions to, or removals from, the UFLPA Entity List based on criteria described in clauses (i), (ii), (iv), or (v) of section 2(d)(2)(B) of the UFLPA. Any FLETF member agency may submit a recommendation(s) to add, remove or make technical corrections to an entry on the UFLPA Entity List. FLETF member agencies will review and vote on revisions to the UFLPA Entity List accordingly.

Additions to the Entity List

The FLETF will consider future additions to the UFLPA Entity List based on the criteria described in clauses (i), (ii), (iv), or (v) of section 2(d)(2)(B) of the UFLPA. Any FLETF member agency may submit a recommendation to the FLETF Chair to add an entity to the UFLPA Entity List. Following review of the recommendation by the FLETF member agencies, the decision to add an entity to the UFLPA Entity List will be made by majority vote of the FLETF member agencies.

Footnotes

1. The U.S. Department of Homeland Security, as the FLETF Chair, has the authority to invite representatives from other executive departments and agencies, as appropriate. See Executive Order 13923 (May 15, 2020). The U.S. Department of Commerce is a member of the FLETF as invited by the Chair.

Back to Citation

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Please Contact Myself at vcross@cox.net or 620-363-1256 for any questions or comments.

Thank You For serving the people of Kansas and Standing Against Unethical Treatment of Humans no matter their Location on this earth.

**Virginia Macha
Resident of Allen County Kansas
Standing Up For Human Rights**