

HR 5638

Commercial Spectrum Enhancement Act

Congress: 107 (2001–2003, Ended)

Chamber: House

Policy Area: Science, Technology, Communications

Introduced: Oct 10, 2002

Current Status: Referred to the Subcommittee on Telecommunications and the Internet.

Latest Action: Referred to the Subcommittee on Telecommunications and the Internet. (Oct 28, 2002)

Official Text: <https://www.congress.gov/bill/107th-congress/house-bill/5638>

Sponsor

Name: Rep. Upton, Fred [R-MI-6]

Party: Republican • State: MI • Chamber: House

Cosponsors (1 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Tauzin, W. J. (Billy) [R-LA-3]	R · LA		Oct 10, 2002

Committee Activity

Committee	Chamber	Activity	Date
Budget Committee	House	Referred To	Oct 10, 2002
Energy and Commerce Committee	House	Referred to	Oct 28, 2002

Subjects & Policy Tags

Policy Area:

Science, Technology, Communications

Related Bills

No related bills are listed.

Commercial Spectrum Enhancement Act - Amends the National Telecommunications and Information Administration Organization Act to revise provisions concerning the reallocation of spectrum from governmental to commercial users.

Makes any Federal entity that operates a Government station assigned within a specified band of frequencies and that incurs relocation costs due to reallocation to non-Federal use eligible for reimbursement from the Spectrum Relocation Fund established in this Act. Requires the National Telecommunications and Information Administration to notify the Federal Communications Commission (FCC) of estimated relocation costs at least six months prior to the commencement of any auction of eligible frequencies.

Amends the Communications Act of 1934 to require the FCC: (1) in designing competitive bidding under such auctions, to have as an objective the recovery of 110 percent of the estimated relocation costs; (2) prescribe methods by which the total cash proceeds from any auction equals at least 110 percent of such costs; and (3) prohibit the FCC from concluding any auction under which such goal is not reached. Authorizes the FCC to grant a license for the advance use of eligible frequencies pending an auction, on the condition that the licensee cannot cause harmful interference to the Federal entity until the entity's authorization has been terminated.

Establishes the Fund. Exempts the Fund from sequestration under the Balanced Budget and Emergency Deficit Control Act of 1985.

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### **Actions Timeline**

- **Oct 28, 2002:** Referred to the Subcommittee on Telecommunications and the Internet.
- **Oct 11, 2002:** Sponsor introductory remarks on measure. (CR E1852-1853)
- **Oct 10, 2002:** Introduced in House
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- **Oct 10, 2002:** Referred to the Committee on Energy and Commerce, and in addition to the Committee on the Budget, 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.
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