

## S 1492

### Broadband Data Improvement Act

**Congress:** 110 (2007–2009, Ended)

**Chamber:** Senate

**Policy Area:** Science, Technology, Communications

**Introduced:** May 24, 2007

**Current Status:** Became Public Law No: 110-385.

**Latest Action:** Became Public Law No: 110-385. (Oct 10, 2008)

**Law:** 110-385 (Enacted Oct 10, 2008)

**Official Text:** <https://www.congress.gov/bill/110th-congress/senate-bill/1492>

### Sponsor

**Name:** Sen. Inouye, Daniel K. [D-HI]

**Party:** Democratic • **State:** HI • **Chamber:** Senate

### Cosponsors (22 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Cantwell, Maria [D-WA]	D · WA		May 24, 2007
Sen. Dorgan, Byron L. [D-ND]	D · ND		May 24, 2007
Sen. Kerry, John F. [D-MA]	D · MA		May 24, 2007
Sen. Klobuchar, Amy [D-MN]	D · MN		May 24, 2007
Sen. Pryor, Mark L. [D-AR]	D · AR		May 24, 2007
Sen. Nelson, Bill [D-FL]	D · FL		May 25, 2007
Sen. Obama, Barack [D-IL]	D · IL		May 25, 2007
Sen. Carper, Thomas R. [D-DE]	D · DE		Jun 12, 2007
Sen. Boxer, Barbara [D-CA]	D · CA		Jun 20, 2007
Sen. Rockefeller, John D., IV [D-WV]	D · WV		Jul 17, 2007
Sen. Clinton, Hillary Rodham [D-NY]	D · NY		Jul 24, 2007
Sen. Landrieu, Mary L. [D-LA]	D · LA		Nov 6, 2007
Sen. Webb, Jim [D-VA]	D · VA		Dec 10, 2007
Sen. Snowe, Olympia J. [R-ME]	R · ME		Jun 6, 2008
Sen. Smith, Gordon H. [R-OR]	R · OR		Jun 16, 2008
Sen. Johnson, Tim [D-SD]	D · SD		Jun 26, 2008
Sen. Durbin, Richard J. [D-IL]	D · IL		Jul 15, 2008
Sen. Brown, Sherrod [D-OH]	D · OH		Jul 22, 2008
Sen. Collins, Susan M. [R-ME]	R · ME		Jul 28, 2008
Sen. Thune, John [R-SD]	R · SD		Sep 8, 2008
Sen. Schumer, Charles E. [D-NY]	D · NY		Sep 18, 2008
Sen. Hutchison, Kay Bailey [R-TX]	R · TX		Sep 25, 2008

Committee Activity

Committee	Chamber	Activity	Date
Commerce, Science, and Transportation Committee	Senate	Hearings By (full committee)	Sep 16, 2008
Energy and Commerce Committee	House	Discharged From	Sep 29, 2008

Subjects & Policy Tags

Policy Area:

Science, Technology, Communications

Related Bills

Bill	Relationship	Last Action
110 S 1965	Related bill	<b>Jun 3, 2008:</b> Referred to the House Committee on Energy and Commerce.
110 HR 3893	Related bill	<b>Oct 22, 2007:</b> Referred to the Subcommittee on Telecommunications and the Internet.
110 HR 3627	Related bill	<b>Sep 20, 2007:</b> Referred to the Subcommittee on Telecommunications and the Internet.
110 S 1190	Related bill	<b>Apr 24, 2007:</b> Read twice and referred to the Committee on Commerce, Science, and Transportation. (text of measure as introduced: CR S4920)

**Title I: Broadband Data Improvement -** Broadband Data Improvement Act - (Sec. 103) Requires the Federal Communications Commission (FCC): (1) to compile a list of geographical areas that are not served by any provider of advanced telecommunications capability (high-speed, switched, broadband telecommunications capability that enables users to originate and receive high-quality voice, data, graphics, and video telecommunications); (2) when census data is available, to determine the population, population density, and average per capita income for each area; and (3) to make certain international comparisons.

Requires the FCC to conduct and make public periodic surveys of consumers in urban, suburban, and rural areas in the large business, small business, and residential consumer markets to evaluate the national characteristics of broadband service capability.

Requires expansion of the American Community Survey conducted by the Bureau of the Census to elicit information, including for native lands, to determine what households own or use a computer, if they subscribe to Internet service and, if so, by dial-up or broadband.

(Sec. 104) Requires the Comptroller General to report to specified congressional committees on additional broadband metrics or standards that may be used by industry or the federal government to provide users with more accurate information about the cost and capability of their broadband connection and to better compare the deployment and penetration of broadband in the United States with other countries.

(Sec. 105) Requires the Small Business Administration Office of Advocacy, subject to appropriations, to report to specified congressional committees on the impact of broadband speed and price on small businesses.

(Sec. 106) Directs the Secretary of Commerce to: (1) make competitive grants to develop and implement statewide initiatives to identify and track the availability and adoption of broadband services within each state; and (2) create a web page on the Department of Commerce website that aggregates relevant information made available to the public by grant recipients, including hypertext links to any geographic inventory maps created by grant recipients.

Requires that the FCC provide eligible entities electronic access to aggregate data (subject to exception) collected by the FCC from broadband service providers. Defines "eligible entity" as an entity that is: (1) either an agency or instrumentality of a state (or a state's subdivision), a nonprofit organization, or certain independent agencies; and (2) the single eligible entity designated by the state to receive such a grant.

**Title II: Protecting Children -** Protecting Children in the 21st Century Act - **Subtitle A: Promoting a Safe Internet for Children -** (Sec. 211) Declares that the issue of Internet safety includes issues regarding the use of the Internet in a manner that promotes safe online activity for children, protects children from cybercrimes, including crimes by online predators, and helps parents shield their children from material that is inappropriate for minors.

(Sec. 212) Directs the Federal Trade Commission (FTC) to carry out a nationwide program to increase public awareness and provide education on strategies to promote safe Internet use by children. Requires annual reports to specified congressional committees.

(Sec. 214) Directs the Assistant Secretary of Commerce for Communications and Information to establish an Online Safety and Technology working group to review and evaluate: (1) the status of industry efforts to promote online safety for children; (2) the status of industry efforts to promote online safety by service providers and remote computing services

by reporting apparent child pornography under specified provisions; (3) the record-keeping practices of electronic communications and remote computing service providers in connection with crimes against children; and (4) the development of technologies to help parents protect their children from inappropriate material on the Internet. Requires the working group to report to the Assistant Secretary and specified congressional committees.

Renders the Federal Advisory Committee Act inapplicable to the working group.

(Sec. 215) Amends the Communications Act of 1934 to require elementary and secondary schools with computer access to the Internet to educate minors about appropriate online behavior, including online interaction with other individuals in social networking websites and in chat rooms and cyberbullying awareness and response.

**Subtitle B: Enhancing Child Pornography Enforcement** - (Sec. 221) Amends the Communications Act of 1934 to impose a forfeiture penalty on any person determined by the FCC to have violated specified provisions relating to the sexual exploitation of minors.

## Actions Timeline

---

- **Oct 10, 2008:** Signed by President.
- **Oct 10, 2008:** Became Public Law No: 110-385.
- **Oct 2, 2008:** Presented to President.
- **Oct 1, 2008:** Message on Senate action sent to the House.
- **Sep 30, 2008:** Message on House action received in Senate and at desk: House amendments to Senate bill.
- **Sep 30, 2008:** Resolving differences -- Senate actions: Senate agreed to the House amendments by Unanimous Consent.(consideration: CR S10183; text as Senate agreed to House amendment: CR S10183)
- **Sep 30, 2008:** Senate agreed to the House amendments by Unanimous Consent. (consideration: CR S10183; text as Senate agreed to House amendment: CR S10183)
- **Sep 30, 2008:** Cleared for White House.
- **Sep 29, 2008:** Mr. Markey asked unanimous consent to discharge from committee and consider.
- **Sep 29, 2008:** Committee on Energy and Commerce discharged.
- **Sep 29, 2008:** Considered by unanimous consent. (consideration: CR H10618-10621)
- **Sep 29, 2008:** Passed/agreed to in House: On passage Passed without objection.
- **Sep 29, 2008:** On passage Passed without objection.
- **Sep 29, 2008:** Motion to reconsider laid on the table Agreed to without objection.
- **Sep 27, 2008:** Received in the House.
- **Sep 27, 2008:** Message on Senate action sent to the House.
- **Sep 27, 2008:** Referred to the House Committee on Energy and Commerce.
- **Sep 26, 2008:** Measure laid before Senate by unanimous consent. (consideration: CR S9853-9858; text of measure as reported in Senate: CR S9853-9856)
- **Sep 26, 2008:** The committee substitute as amended agreed to by Unanimous Consent.
- **Sep 26, 2008:** Passed/agreed to in Senate: Passed Senate with an amendment by Unanimous Consent.(text: CR S9856-9858)
- **Sep 26, 2008:** Passed Senate with an amendment by Unanimous Consent. (text: CR S9856-9858)
- **Sep 16, 2008:** Committee on Commerce, Science, and Transportation. Hearings held. Hearings printed: S.Hrg. 110-1225.
- **Oct 24, 2007:** Committee on Commerce, Science, and Transportation. Reported by Senator Inouye with an amendment in the nature of a substitute. With written report No. 110-204.
- **Oct 24, 2007:** Placed on Senate Legislative Calendar under General Orders. Calendar No. 441.
- **Jul 19, 2007:** Committee on Commerce, Science, and Transportation. Ordered to be reported with an amendment in the nature of a substitute favorably.
- **May 24, 2007:** Introduced in Senate
- **May 24, 2007:** Sponsor introductory remarks on measure. (CR S6860)
- **May 24, 2007:** Read twice and referred to the Committee on Commerce, Science, and Transportation. (text of measure as introduced: CR S6860-6861)