

S 74

Internet Freedom, Broadband Promotion, and Consumer Protection Act of 2011

Congress: 112 (2011–2013, Ended)

Chamber: Senate

Policy Area: Science, Technology, Communications

Introduced: Jan 25, 2011

Current Status: Read twice and referred to the Committee on Commerce, Science, and Transportation. (text of measure

Latest Action: Read twice and referred to the Committee on Commerce, Science, and Transportation. (text of measure as introduced: CR S183-185) (Jan 25, 2011)

Official Text: <https://www.congress.gov/bill/112th-congress/senate-bill/74>

Sponsor

Name: Sen. Cantwell, Maria [D-WA]

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

Cosponsors (1 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Franken, Al [D-MN]	D · MN		Jan 25, 2011

Committee Activity

Committee	Chamber	Activity	Date
Commerce, Science, and Transportation Committee	Senate	Referred To	Jan 25, 2011

Subjects & Policy Tags

Policy Area:

Science, Technology, Communications

Related Bills

No related bills are listed.

Internet Freedom, Broadband Promotion, and Consumer Protection Act of 2011 - Amends title II (Common Carriers) of the Communications Act of 1934 to add the following provisions (commonly referred to as net neutrality provisions) prohibiting a broadband Internet access service provider (B-IASP) from unreasonably: (1) interfering with an end user's ability to use or offer lawful content (including fair use), applications, or services (CAs), or to use or connect to harmless legal devices; (2) interfering with competition among network or CAs providers; (3) discriminating against lawful CAs, or service providers, or preferring affiliated CAs, as specified; (4) charging for access to end users based on differing levels of quality of service (QOS) or prioritized delivery of Internet protocol (IP) packets (pay-for-priority); (5) prioritizing among or between CAs unless requested by the end user; (6) installing functions or capabilities that interfere with compliance; and (7) refusing to interconnect on reasonable terms and conditions.

Defines a B-IASP as a person or entity that operates or resells and controls any facility used to provide an Internet access service directly to the public, whether provided for a fee or for free, and whether provided via wire or radio, except when such service is offered as an incidental component of a noncommunications contractual relationship.

Prohibits B-IASPs from requiring end users to purchase other specified services as a condition of purchasing broadband Internet access service.

Requires B-IASPs that allow end users to request QOS assurances for the transmission of IP packets associated with its own (or its affiliates) CAs to permit QOS assurances for all IP packets chosen by the end user, without regard to the chosen CAs. Prohibits QOS assurances from blocking, interfering with, or degrading any other end user's access to CAs.

Allows B-IASPs to engage in reasonable network management practices determined by specified factors. Prohibits a B-IASP's practices from being considered reasonable if it charges content, applications, or other online service providers for differing QOS levels or prioritized delivery of IP packets. Permits B-IASPs to offer interconnected Voice over Internet Protocol (VoIP) and multichannel-video programming distribution services regulated under title IV of the Act on transmission capacity also used by broadband Internet access services.

Sets forth requirements for: (1) public disclosure; (2) participation in any broadband universal service fund established by the Federal Communications Commission (FCC); and (3) FCC enforcement, private claims, and state actions.

Actions Timeline

- **Jan 25, 2011:** Introduced in Senate
- **Jan 25, 2011:** Sponsor introductory remarks on measure. (CR S181-183)
- **Jan 25, 2011:** Read twice and referred to the Committee on Commerce, Science, and Transportation. (text of measure as introduced: CR S183-185)