

107TH CONGRESS  
2D SESSION

# S. 2481

To amend the Communications Act and the Miscellaneous Appropriations Act, 2000, to require auction of 700 megahertz spectrum in compliance with existing statutory deadlines and to give the Federal Communications Commission discretion to set the auction date for all other spectrum auctions in the future.

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## IN THE SENATE OF THE UNITED STATES

MAY 8, 2002

Mr. STEVENS introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

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## A BILL

To amend the Communications Act and the Miscellaneous Appropriations Act, 2000, to require auction of 700 megahertz spectrum in compliance with existing statutory deadlines and to give the Federal Communications Commission discretion to set the auction date for all other spectrum auctions in the future.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Auction Completion  
5       Timing Act” hereinafter referred to as the “ACT NOW  
6       Act”.

1 **SEC. 2. TIMING OF THE AUCTION OF SPECTRUM IN THE**  
 2 **747–762 MHZ AND 777–792 MHZ BANDS.**

3 (a) Sections 213(a)(3) through (a)(6) of H.R. 3425,  
 4 the Miscellaneous Appropriations Act, 2000, as enacted by  
 5 section 1000(a)(5) of the Consolidated Appropriations  
 6 Act, 2000 (113 Stat. 1501A–295), shall remain in effect  
 7 through September 30, 2002.

8 (b) Section 213(a)(3) is further amended by—

9 (1) deleting “September 30, 2000” and insert-  
 10 ing “September 30, 2002”; and

11 (2) deleting “described in paragraph (2)” and  
 12 inserting “with respect to the portion of the spec-  
 13 trum identified in section 337(a)(2) of the Commu-  
 14 nications Act of 1934 (47 U.S.C. 337(a)(2))”.

15 **SEC. 3. FUTURE SPECTRUM ACTION DEADLINES.**

16 The Communications Act of 1934 is amended by in-  
 17 serting a new paragraph (15) after section 309(j)(14), as  
 18 follows:

19 “(15) Federal Communications Commission to  
 20 determine spectrum auction schedule. Except as oth-  
 21 erwise provided in section 2 of the ACT NOW Act,  
 22 and in sections 309(j)(14)(C)(ii) of the Communica-  
 23 tions Act of 1934 and 3007 of the Balanced Budget  
 24 Act of 1997 (iii Stat. 269), (i) notwithstanding any  
 25 other statutory deadline for conducting spectrum  
 26 auctions, collecting, depositing, or reporting auction

1 revenues, completing licensing processing processes,  
2 or (ii) other provision of law, regulation, or policy to  
3 the contrary, the Commission may determine the  
4 date of any auction conducted pursuant to Section  
5 309(j).”.

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