

109TH CONGRESS
1ST SESSION

H. R. 1646

To provide for the expedited and increased assignment of spectrum for public safety purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 14, 2005

Ms. HARMAN (for herself, Mr. WELDON of Pennsylvania, Mr. FRELINGHUYSEN, Mrs. TAUSCHER, Mr. SHAYS, Mr. ISRAEL, Mr. WILSON of South Carolina, Ms. LORETTA SANCHEZ of California, Mr. FORD, Mr. PASCRELL, Ms. MILLENDER-MCDONALD, Mrs. CHRISTENSEN, Mr. ETHERIDGE, Ms. NORTON, Mr. BERMAN, Mr. GEORGE MILLER of California, Mr. ANDREWS, Mrs. LOWEY, Mr. ABERCROMBIE, and Ms. LINDA T. SÁNCHEZ of California) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To provide for the expedited and increased assignment of spectrum for public safety purposes.

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 “Homeland Emergency
5 Response Operations Act” or the “HERO Act”.

1 **SEC. 2. PREVENTION OF DELAY IN REASSIGNMENT OF 24**
2 **MEGAHERTZ FOR PUBLIC SAFETY PURPOSES.**

3 Section 309(j)(14) of the Communications Act of
4 1934 (47 U.S.C. 309(j)(14)) is amended by adding at the
5 end the following new subparagraph:

6 “(E) EXTENSIONS NOT PERMITTED FOR
7 CHANNELS (63, 64, 68 AND 69) REASSIGNED FOR
8 PUBLIC SAFETY SERVICES.—Notwithstanding
9 subparagraph (B), the Commission shall not
10 grant any extension under such subparagraph
11 from the limitation of subparagraph (A) with
12 respect to the frequencies assigned, pursuant to
13 section 337(a)(1), for public safety services.
14 The Commission shall take all actions necessary
15 to complete assignment of the electromagnetic
16 spectrum between 764 and 776 megahertz, in-
17 clusive, and between 794 and 806 megahertz,
18 inclusive, for public safety services and to per-
19 mit operations by public safety services on those
20 frequencies commencing no later than January
21 1, 2007.”.

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