

109TH CONGRESS
1ST SESSION

H. R. 691

To ensure the availability of spectrum to amateur radio operators.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 9, 2005

Mr. BILIRAKIS introduced the following bill; which was referred to the
Committee on Energy and Commerce

A BILL

To ensure the availability of spectrum to amateur radio
operators.

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 “Amateur Radio Spec-

5 trum Protection Act of 2005”.

6 **SEC. 2. FINDINGS.**

7 The Congress finds the following:

8 (1) More than 650,000 radio amateurs in the
9 United States are licensed by the Federal Commu-
10 nications Commission.

1 (2) Among the basic purposes of the Amateur
2 Radio and Amateur Satellite Services are to provide
3 voluntary, noncommercial radio service, particularly
4 emergency communications.

5 (3) Emergency communications services by vol-
6 unteer amateur radio operators have consistently
7 and reliably been provided before, during, and after
8 floods, hurricanes, tornadoes, forest fires, earth-
9 quakes, blizzards, train accidents, chemical spills,
10 and other disasters.

11 (4) The Federal Communications Commission
12 has taken actions which have resulted in the loss of
13 at least 107 MHz of spectrum to radio amateurs.

14 **SEC. 3. FEDERAL POLICY REGARDING REALLOCATION OF**
15 **AMATEUR RADIO SPECTRUM.**

16 Section 303 of the Communications Act of 1934 is
17 amended by adding at the end the following new sub-
18 section:

19 “(z) Notwithstanding subsection (c), after July 1,
20 2005—

21 “(1) make no reallocation of primary allocations
22 of bands of frequencies of the amateur radio and
23 amateur satellite services;

1 “(2) not diminish the secondary allocations of
2 bands of frequencies to the amateur radio or ama-
3 teur satellite service; and

4 “(3) make no additional allocations within such
5 bands of frequencies that would substantially reduce
6 the utility thereof to the amateur radio or amateur
7 satellite service;

8 unless the Commission, at the same time, provides equiva-
9 lent replacement spectrum to amateur radio and amateur
10 satellite service.”.

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