

Barr
Barrow (GA)
Barton
Bass
Beatty
Becerra
Benishkek
Bentivolio
Bera (CA)
Billarakis
Bishop (NY)
Black
Blackburn
Blumenauer
Bonamici
Boustany
Brady (PA)
Brady (TX)
Braley (IA)
Bridenstine
Brooks (AL)
Brooks (IN)
Broun (GA)
Brown (FL)
Brownley (CA)
Buchanan
Bucshon
Burgess
Bustos
Butterfield
Byrne
Calvert
Camp
Cantor
Capps
Capuano
Cardenas
Carney
Carson (IN)
Carter
Cartwright
Cassidy
Castor (FL)
Castro (TX)
Chabot
Chaffetz
Chu
Clark (MA)
Clarke (NY)
Clawson (FL)
Clay
Clever
Coffman
Cohen
Cole
Collins (GA)
Collins (NY)
Conaway
Connolly
Conyers
Cook
Cooper
Costa
Cotton
Courtney
Cramer
Crawford
Crenshaw
Crowley
Cuellar
Culbertson
Cummings
Daines
Davis (CA)
Davis, Danny
Davis, Rodney
DeFazio
DeGette
Delaney
DeLauro
DeBene
Denham
Dent
DeSantis
Deutch
Diaz-Balart
Dingell
Doggett
Doyle
Duckworth
Duffy
Duncan (SC)
Duncan (TN)
Edwards
Ellison
Ellmers
Engel
Enyart
Eshoo

Esty
Farenthold
Farr
Fincher
Fitzpatrick
Fleming
Flores
Forbes
Fortenberry
Foster
Fox
Frankel (FL)
Franks (AZ)
Frelinghuysen
Garcia
Garrett
Gerlach
Gibbs
Gibson
Gohmert
Goodlatte
Gosar
Gowdy
Graves (GA)
Grayson
Green, Al
Green, Gene
Griffin (AR)
Grijalva
Grimm
Guthrie
Gutiérrez
Hahn
Hall
Hanabusa
Hanna
Harper
Harris
Hartzler
Hastings (FL)
Hastings (WA)
Heck (NV)
Hensarling
Herrera Beutler
Higgins
Himes
Hinojosa
Holding
Holt
Horsford
Hoyer
Hudson
Huelskamp
Huffman
Hultgren
Hunter
Hurt
Israel
Issa
Jackson Lee
Jeffries
Jenkins
Johnson (GA)
Johnson (OH)
Johnson, E. B.
Jolly
Jones
Jordan
Joyce
Kaptur
Keating
Kelly (IL)
Kelly (PA)
Kennedy
Kildee
Kilmer
Kind
King (IA)
King (NY)
Kinzinger (IL)
Kirkpatrick
Kline
Kuster
Labrador
LaMalfa
Lamborn
Lance
Langevin
Lankford
Larsen (WA)
Larson (CT)
Latham
Latta
Lee (CA)
Levin

Lewis
Lipinski
LoBiondo
Loeb
Loeb
Lofgren
Long
Lowenthal
Lowey
Lucas
Luetkemeyer
Lujan Grisham
(NM)
Lujan, Ben Ray
(NM)
Lummis
Lynch
Maffei
Maloney,
Carolyn
Maloney, Sean
Marino
Massie
Matheson
Matsui
McAllister
McCarthy (CA)
McCarthy (NY)
McClintock
McCollum
McDermott
McGovern
McHenry
McIntyre
McKeon
McKinley
McMorris
Rodgers
McNerney
Meadows
Meehan
Meeks
Meng
Messer
Mica
Michaud
Miller (FL)
Miller (MI)
Miller, Gary
Miller, George
Moore
Moran
Mullin
Mulvaney
Murphy (FL)
Murphy (PA)
Nadler
Napolitano
Neal
Negrete McLeod
Neugebauer
Noem
Nolan
Nugent
Nunes
O'Rourke
Olson
Owens
Palazzo
Pallone
Pascarelli
Pastor (AZ)
Paulsen
Payne
Pearce
Pelosi
Perlmutter
Perry
Peters (CA)
Peters (MI)
Peterson
Petri
Pingree (ME)
Pittenger
Pitts
Pocan
Poe (TX)
Polis
Posey
Price (GA)
Price (NC)
Rahall
Rangel
Reed
Reichert
Renacci
Ribble
Rice (SC)
Richmond

Roby
Roe (TN)
Rogers (AL)
Rogers (KY)
Rohrabacher
Rokita
Rooney
Ros-Lehtinen
Roskam
Ross
Rothfus
Roybal-Allard
Royce
Ruiz
Runyan
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Salmon
Sanchez, Linda
T.
Sanford
Sarbanes
Scalise
Schakowsky
Schiff
Schneider
Schock
Schradner
Schwartz
Schweikert
Scott (VA)
Scott, Austin

Scott, David
Sensenbrenner
Serrano
Sessions
Sewell (AL)
Shea-Porter
Sherman
Shinkus
Shuster
Simpson
Sinema
Sires
Slaughter
Smith (MO)
Smith (NJ)
Smith (TX)
Smith (WA)
Southernland
Speier
Stivers
Stockman
Stutzman
Swalwell (CA)
Takano
Terry
Thompson (CA)
Thompson (MS)
Thompson (PA)
Thornberry
Tiberi
Tierney
Tipton
Titus
Tonko

Turner
Upton
Valadao
Van Hollen
Vargas
Veasey
Vela
Velázquez
Visclosky
Wagner
Walberg
Walden
Walorski
Walz
Waters
Waxman
Weber (TX)
Webster (FL)
Welch
Wenstrup
Westmoreland
Whitfield
Williams
Wilson (FL)
Wilson (SC)
Wittman
Wolf
Womack
Woodall
Yarmuth
Yoho
Young (AK)
Young (IN)

S. 517

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Unlocking Consumer Choice and Wireless Competition Act”.

SEC. 2. REPEAL OF EXISTING RULE AND ADDITIONAL RULEMAKING BY LIBRARIAN OF CONGRESS.

(a) REPEAL AND REPLACE.—As of the date of the enactment of this Act, paragraph (3) of section 201.40(b) of title 37, Code of Federal Regulations, as amended and revised by the Librarian of Congress on October 28, 2012, pursuant to the Librarian's authority under section 1201(a) of title 17, United States Code, shall have no force and effect, and such paragraph shall read, and shall be in effect, as such paragraph was in effect on July 27, 2010.

(b) RULEMAKING.—The Librarian of Congress, upon the recommendation of the Register of Copyrights, who shall consult with the Assistant Secretary for Communications and Information of the Department of Commerce and report and comment on his or her views in making such recommendation, shall determine, consistent with the requirements set forth under section 1201(a)(1) of title 17, United States Code, whether to extend the exemption for the class of works described in section 201.40(b)(3) of title 37, Code of Federal Regulations, as amended by subsection (a), to include any other category of wireless devices in addition to wireless telephone handsets. The determination shall be made in the first rulemaking under section 1201(a)(1)(C) of title 17, United States Code, that begins on or after the date of enactment of this Act.

(c) UNLOCKING AT DIRECTION OF OWNER.—Circumvention of a technological measure that restricts wireless telephone handsets or other wireless devices from connecting to a wireless telecommunications network—

(1)(A) as authorized by paragraph (3) of section 201.40(b) of title 37, Code of Federal Regulations, as made effective by subsection (a); and

(B) as may be extended to other wireless devices pursuant to a determination in the rulemaking conducted under subsection (b); or

(2) as authorized by an exemption adopted by the Librarian of Congress pursuant to a determination made on or after the date of enactment of this Act under section 1201(a)(1)(C) of title 17, United States Code,

may be initiated by the owner of any such handset or other device, by another person at the direction of the owner, or by a provider of a commercial mobile radio service or a commercial mobile data service at the direction of such owner or other person, solely in order to enable such owner or a family member of such owner to connect to a wireless telecommunications network, when such connection is authorized by the operator of such network.

(d) RULE OF CONSTRUCTION.—

(1) IN GENERAL.—Except as expressly provided herein, nothing in this Act shall be construed to alter the scope of any party's rights under existing law.

(2) LIBRARIAN OF CONGRESS.—Nothing in this Act alters, or shall be construed to alter, the authority of the Librarian of Congress under section 1201(a)(1) of title 17, United States Code.

(e) DEFINITIONS.—In this Act:

(1) COMMERCIAL MOBILE DATA SERVICE; COMMERCIAL MOBILE RADIO SERVICE.—The terms

NOT VOTING—33

Amodio
Bishop (GA)
Bishop (UT)
Campbell
Capito
Cicilline
Clyburn
Coble
DesJarlais
Fattah
Fleischmann
Gardner

Gingrey (GA)
Granger
Graves (MO)
Griffith (VA)
Heck (WA)
Honda
Huizenga (MI)
Johnson, Sam
Kingston
Marchant
Nunnelee
Pompeo

Quigley
Rigell
Rogers (MI)
Sanchez, Loretta
Smith (NE)
Stewart
Tsongas
Wasserman
Schultz
Yoder

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). There are 2 minutes remaining.

□ 1258

So (two-thirds being in the affirmative) the rules were suspended and the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to House Resolution 680, H.R. 4935 is laid on the table.

□ 1300

UNLOCKING CONSUMER CHOICE AND WIRELESS COMPETITION ACT

Mr. CHAFFETZ. Mr. Speaker, I ask unanimous consent to take from the Speaker's table the bill (S. 517) to promote consumer choice and wireless competition by permitting consumers to unlock mobile wireless devices, and for other purposes, and ask for its immediate consideration in the House.

The Clerk read the title of the bill.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Utah?

There was no objection.

The text of the bill is as follows:

“commercial mobile data service” and “commercial mobile radio service” have the respective meanings given those terms in section 20.3 of title 47, Code of Federal Regulations, as in effect on the date of the enactment of this Act.

(2) **WIRELESS TELECOMMUNICATIONS NETWORK.**—The term “wireless telecommunications network” means a network used to provide a commercial mobile radio service or a commercial mobile data service.

(3) **WIRELESS TELEPHONE HANDSETS; WIRELESS DEVICES.**—The terms “wireless telephone handset” and “wireless device” mean a handset or other device that operates on a wireless telecommunications network.

The bill was ordered to be read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

EXPRESSING SENSE OF HOUSE WITH RESPECT TO MOLDOVA

Mr. SMITH of New Jersey. Mr. Speaker, I ask unanimous consent that the Committee on Foreign Affairs be discharged from further consideration of the resolution (H. Res. 562) expressing the sense of the House of Representatives with respect to enhanced relations with the Republic of Moldova and support for Moldova's territorial integrity, and ask for its immediate consideration in the House.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from New Jersey?

There was no objection.

The text of the resolution is as follows:

H. RES. 562

Whereas the United States has enjoyed good relations with the Republic of Moldova since the Republic of Moldova's independence in 1991;

Whereas since the Republic of Moldova's independence, the United States has provided financial assistance to support the people of Moldova's efforts to build a prosperous European democracy;

Whereas the United States and the Republic of Moldova further strengthened their partnership through the launching of a Strategic Dialogue on March 3, 2014;

Whereas the Republic of Moldova is due to sign an Association Agreement containing comprehensive free trade provisions with the European Union on June 27, 2014;

Whereas the United States Government supports the democratic aspirations of the people of the Republic of Moldova and their expressed desire to deepen their association with the European Union;

Whereas in a judgment in 2004, the European Court of Human Rights found that Transnistria was set up with the support of the Russian Federation and considered it “under the effective authority or at least decisive influence of Russia”;

Whereas the United States supports the sovereignty and territorial integrity of the Republic of Moldova and on that basis participates as an observer in the “5+2” negotiations to find a comprehensive settlement that will provide a special status for the separatist region of Transnistria within Moldova;

Whereas the leaders of the Transnistrian region of the Republic of Moldova requested to postpone the “5+2” round of talks scheduled to take place in April 2014;

Whereas the Government of the Russian Federation banned the import of Moldovan wine in 2013 and has threatened to ban Moldovan agricultural products, curtail the supply of energy resources to Moldova, and impose stricter labor migration policies on the people of Moldova;

Whereas the Government of the Russian Federation maintains a contingent of Russian troops and a stockpile of Russian military equipment and ammunition within the Moldovan region of Transnistria;

Whereas the Government of Russia has been actively issuing Russian passports to the residents of the Transnistria region;

Whereas the Council of Europe, the Organization for Security and Cooperation in Europe, and the Government of Moldova have called upon the Government of the Russian Federation to remove its troops from the territory of the Republic of Moldova;

Whereas authorities in the Republic of Moldova's Transnistria region have restricted access to the region by OSCE Mission to Moldova monitors, preventing the Mission from providing impartial reporting on the security situation in the region;

Whereas the House of Representatives and the Senate both passed by an overwhelming majority, and the President signed into law, S. 2183, providing for a United States international broadcasting programming surge to counter misinformation from Russian-supported news outlets and ensuring that Russian-speaking populations in Ukraine and Moldova have access to independent news and information; and

Whereas Moldova has been a valued and reliable partner in promoting global security by participating in U.N. peacekeeping missions in Liberia, Cote d'Ivoire, Sudan, and Georgia: Now, therefore, be it

Resolved, That the House of Representatives—

(1) reaffirms that it is the policy of the United States to support the sovereignty, independence, and territorial integrity of the Republic of Moldova and the inviolability of its borders by other nation-states;

(2) supports the Strategic Dialogue as a means to strengthen relations between the Republic of Moldova and the United States and enhance the democratic, economic, rule of law, and security reforms already being implemented by the Republic of Moldova;

(3) encourages the President and the Department of State to enhance United States cooperation with the Government of Moldova and civil society organizations and focus assistance on justice sector reform, anti-corruption efforts, strengthening democratic institutions, domestic energy development, diversification of energy supplies and energy efficiency, as well as promoting trade and investment opportunities;

(4) encourages the President to expedite the implementation of Public Law 113-96, especially for populations in Ukraine and Moldova;

(5) affirms the Republic of Moldova's sovereign right to determine its own partnerships free of external coercion and pressure, and affirms Moldova's right to associate with the European Union or any regional organization;

(6) calls upon the Government of Russia to fulfill its commitments made at the OSCE's Istanbul summit in 1999 and to withdraw its military forces and munitions from within the internationally recognized territory of the Republic of Moldova;

(7) calls upon the Government of Russia to refrain from economic threats and pressure against Moldova and to cease any and all actions that support separatist movements on the territory of Moldova;

(8) supports constructive engagement and confidence-building measures between the

Government of Moldova and the authorities in the Transnistria region in order to secure a peaceful resolution to the conflict;

(9) supports efforts to resolve the Transnistria issue through a comprehensive settlement that affirms Moldova's sovereignty and territorial integrity, while providing a special status for the Transnistrian region within Moldova;

(10) urges officials in the Transnistrian region to allow OSCE Mission to Moldova monitors unrestricted access to the region;

(11) urges all parties to refrain from unilateral actions that may undermine efforts to achieve a peaceful resolution, as well as the agreements already reached, and encourages leaders of the Transnistrian region to resume negotiations toward a political settlement; and

(12) affirms that lasting stability and security in Europe is a key priority for the United States and that these can only be achieved if the territorial integrity and sovereignty of all European countries is respected.

AMENDMENT OFFERED BY MR. SMITH OF NEW JERSEY

Mr. SMITH of New Jersey. I have an amendment to the text at the desk.

The SPEAKER pro tempore. The Clerk will report the amendment.

The Clerk read as follows:

Strike all after the resolving clause and insert the following:

That the House of Representatives—

(1) reaffirms that it is the policy of the United States to support the sovereignty, independence, and territorial integrity of the Republic of Moldova and the inviolability of its borders by other nation-states;

(2) supports the Strategic Dialogue as a means to strengthen relations between the Republic of Moldova and the United States and enhance the democratic, economic, rule of law, and security reforms already being implemented by the Republic of Moldova;

(3) encourages the President and the Department of State to enhance United States cooperation with the Government of Moldova and civil society organizations and focus assistance on justice sector reform, anti-corruption efforts, strengthening democratic institutions, domestic energy development, diversification of energy supplies and energy efficiency, as well as promoting trade and investment opportunities;

(4) encourages the President to expedite the implementation of Public Law 113-96, especially for populations in Ukraine and Moldova;

(5) affirms the Republic of Moldova's sovereign right to determine its own partnerships free of external coercion and pressure, and affirms Moldova's right to associate with the European Union or any regional organization;

(6) calls upon the Government of Russia to fulfill its commitments made at the OSCE's Istanbul summit in 1999 and to withdraw its military forces and munitions from within the internationally recognized territory of the Republic of Moldova;

(7) calls upon the Government of Russia to refrain from economic threats and pressure against Moldova and to cease any and all actions that support separatist movements on the territory of Moldova;

(8) supports constructive engagement and confidence-building measures between the Government of Moldova and the authorities in the Transnistria region in order to secure a peaceful resolution to the conflict;

(9) supports efforts to resolve the Transnistria issue through a comprehensive