

AMENDMENT TO H.R. 1540, AS REPORTED
OFFERED BY MR. TURNER OF OHIO

Strike section 911 and insert the following new section:

1 **SEC. 911. HARMFUL INTERFERENCE TO DEPARTMENT OF**
2 **DEFENSE GLOBAL POSITIONING SYSTEM.**

3 (a) SENSE OF CONGRESS.—It is the sense of Con-
4 gress that—

5 (1) the Armed Forces are highly dependent on
6 the capabilities and services provided by the Global
7 Positioning System (GPS); and

8 (2) any commercial communications service that
9 would create widespread harmful interference with
10 GPS and cause a degradation to the use of GPS by
11 the Armed Forces should not receive final authoriza-
12 tion by the Federal Communications Commission to
13 provide service within the United States unless and
14 until the potential interference with GPS is resolved.

15 (b) DETERMINATION.—

16 (1) IN GENERAL.—Upon a determination by the
17 Secretary of Defense, in consultation with the Sec-
18 retary of Transportation and the Secretary of
19 Homeland Security, that a commercial communica-

1 tions service will cause widespread harmful inter-
2 ference with Global Positioning System receivers
3 used by the Armed Forces, the Secretary of Defense
4 shall submit to the Federal Communications Com-
5 mission and the appropriate congressional commit-
6 tees such determination.

7 (2) CONTENTS.—The determination required
8 under paragraph (1) shall include—

9 (A) a summary of the reasons that a com-
10 mercial communications service will cause or is
11 causing harmful interference with Global Posi-
12 tioning System receivers used by the Armed
13 Forces;

14 (B) a description of the entity that will
15 cause or is causing such harmful interference;
16 and

17 (C) a description of the magnitude and du-
18 ration of such harmful interference on the
19 Armed Forces or the potential magnitude and
20 duration of such harmful interference.

21 (c) POSTPONEMENT OF AUTHORIZATION.—If the
22 Federal Communications Commission receives a deter-
23 mination from the Secretary of Defense in accordance
24 with subsection (b) that a commercial communications
25 service will cause or is causing widespread harmful inter-

1 ference with Global Positioning System receivers used by
2 the Armed Forces, the Commission shall postpone or sus-
3 pend authorization of such commercial communications
4 service until the Commission, in consultation with the Sec-
5 retary of Defense, the Secretary of Transportation, and
6 the Secretary of Homeland Security, determines that such
7 widespread harmful interference is resolved.

8 (d) APPROPRIATE CONGRESSIONAL COMMITTEES
9 DEFINED.—In this section, the term “appropriate con-
10 gressional committees” means—

11 (1) the Committee on Armed Services, the
12 Committee on Energy and Commerce, the Com-
13 mittee on Homeland Security, and the Committee on
14 Transportation and Infrastructure of the House of
15 Representatives; and

16 (2) the Committee on Armed Services, the
17 Committee on Commerce, Science, and Transpor-
18 tation and the Committee on Homeland Security
19 and Governmental Affairs of the Senate.

