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

Strike section 911 and insert the following new section:

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

(a) SENSE OF CONGRESS.—It is the sense of Congress that—

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

(2) any commercial communications service that would create widespread harmful interference with GPS and cause a degradation to the use of GPS by the Armed Forces should not receive final authorization by the Federal Communications Commission to provide service within the United States unless and until the potential interference with GPS is resolved.

(b) DETERMINATION.—

(1) IN GENERAL.—Upon a determination by the Secretary of Defense, in consultation with the Secretary of Transportation and the Secretary of Homeland Security, that a commercial communica-
tions service will cause widespread harmful interference with Global Positioning System receivers used by the Armed Forces, the Secretary of Defense shall submit to the Federal Communications Commission and the appropriate congressional committees such determination.

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

(A) a summary of the reasons that a commercial communications service will cause or is causing harmful interference with Global Positioning System receivers used by the Armed Forces;

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

(C) a description of the magnitude and duration of such harmful interference on the Armed Forces or the potential magnitude and duration of such harmful interference.

(c) POSTPONEMENT OF AUTHORIZATION.—If the Federal Communications Commission receives a determination from the Secretary of Defense in accordance with subsection (b) that a commercial communications service will cause or is causing widespread harmful inter-
ference with Global Positioning System receivers used by the Armed Forces, the Commission shall postpone or suspend authorization of such commercial communications service until the Commission, in consultation with the Secretary of Defense, the Secretary of Transportation, and the Secretary of Homeland Security, determines that such widespread harmful interference is resolved.

(d) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this section, the term “appropriate congressional committees” means—

(1) the Committee on Armed Services, the Committee on Energy and Commerce, the Committee on Homeland Security, and the Committee on Transportation and Infrastructure of the House of Representatives; and

(2) the Committee on Armed Services, the Committee on Commerce, Science, and Transportation and the Committee on Homeland Security and Governmental Affairs of the Senate.