

Union Calendar No.

113TH CONGRESS
2^D SESSION

H. R. 3670

[Report No. 113-]

To amend the Communications Act of 1934 to expand and clarify the prohibition on provision of inaccurate caller identification information, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 5, 2013

Ms. MENG (for herself, Mr. BARTON, and Mr. LANCE) introduced the following bill; which was referred to the Committee on Energy and Commerce

SEPTEMBER --, 2014

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italie*]

[For text of introduced bill, see copy of bill as introduced on December 5, 2013]

A BILL

To amend the Communications Act of 1934 to expand and clarify the prohibition on provision of inaccurate caller identification information, and for other 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 “Anti-Spoofing Act of*
5 *2014”.*

6 **SEC. 2. EXPANDING AND CLARIFYING PROHIBITION ON IN-**
7 **ACCURATE CALLER ID INFORMATION.**

8 (a) *COMMUNICATIONS FROM OUTSIDE UNITED*
9 *STATES.*—*Section 227(e)(1) of the Communications Act of*
10 *1934 (47 U.S.C. 227(e)(1)) is amended by inserting “or any*
11 *person outside the United States if the recipient is within*
12 *the United States,” after “United States,”.*

13 (b) *TEXT MESSAGING SERVICE.*—*Section 227(e)(8) of*
14 *the Communications Act of 1934 (47 U.S.C. 227(e)(8)) is*
15 *amended—*

16 (1) *in subparagraph (A), by inserting “(includ-*
17 *ing a text message sent using a text messaging serv-*
18 *ice)” before the period at the end;*

19 (2) *in the first sentence of subparagraph (B), by*
20 *inserting “(including a text message sent using a text*
21 *messaging service)” before the period at the end; and*

22 (3) *by adding at the end the following:*

23 “(D) *TEXT MESSAGE.*—*The term ‘text mes-*
24 *sage’ means a real-time or near real-time mes-*
25 *sage consisting of text, images, sounds, or other*

1 *information that is transmitted from or received*
2 *by a device that is identified as the transmitting*
3 *or receiving device by means of a telephone num-*
4 *ber. Such term—*

5 *“(i) includes a short message service*
6 *(SMS) message, an enhanced message serv-*
7 *ice (EMS) message, and a multimedia mes-*
8 *sage service (MMS) message; and*

9 *“(ii) does not include a real-time, two-*
10 *way voice or video communication.*

11 *“(E) TEXT MESSAGING SERVICE.—The term*
12 *‘text messaging service’ means a service that per-*
13 *mits the transmission or receipt of a text mes-*
14 *sage, including a service provided as part of or*
15 *in connection with a telecommunications service*
16 *or an IP-enabled voice service.”.*

17 *(c) COVERAGE OF OUTGOING-CALL-ONLY IP-ENABLED*
18 *VOICE SERVICE.—Section 227(e)(8)(C) of the Communica-*
19 *tions Act of 1934 (47 U.S.C. 227(e)(8)(C)) is amended by*
20 *striking “has the meaning” and all that follows and insert-*
21 *ing “means the provision of real-time voice communications*
22 *offered to the public, or such class of users as to be effectively*
23 *available to the public, transmitted using Internet protocol,*
24 *or a successor protocol, (whether part of a bundle of services*
25 *or separately) with interconnection capability such that the*

1 *service can originate traffic to, or terminate traffic from,*
2 *the public switched telephone network, or a successor net-*
3 *work.”.*

4 *(d) REGULATIONS.—*

5 *(1) IN GENERAL.—Section 227(e)(3)(A) of the*
6 *Communications Act of 1934 (47 U.S.C.*
7 *227(e)(3)(A)) is amended by striking “Not later than*
8 *6 months after the date of enactment of the Truth in*
9 *Caller ID Act of 2009, the Commission” and insert-*
10 *ing “The Commission”.*

11 *(2) DEADLINE.—The Federal Communications*
12 *Commission shall prescribe regulations to implement*
13 *the amendments made by this section not later than*
14 *18 months after the date of the enactment of this Act.*

15 *(e) EFFECTIVE DATE.—The amendments made by this*
16 *section shall take effect on the date that is 6 months after*
17 *the date on which the Federal Communications Commission*
18 *prescribes regulations to implement the amendments made*
19 *by this section.*