To restore the open internet order of the Federal Communications Commission.

IN THE HOUSE OF REPRESENTATIVES

MARCH 8, 2019

Mr. Michael F. Doyle of Pennsylvania (for himself, Ms. Pelosi, Mr. Pallone, Mr. Welch, Mr. Tonko, Mr. McNerney, Mr. Doggett, Ms. Eshoo, Mr. Pappas, Mr. Veasey, Mr. Huffman, Mr. Beyer, Mr. Phillips, Mr. Sarbanes, Mrs. Davis of California, Ms. McCollum, Ms. Wild, Ms. Gabbard, Ms. Porter, Mr. Neal, Ms. Velázquez, Ms. Kaptur, Mr. Cisneros, Ms. Moore, Mr. Khanna, Mr. Neguse, Mr. Espaillat, Ms. Pingree, Mr. Garamendi, Mr. Cooper, Mr. Higgins of New York, Mrs. Dingell, Mrs. Trahan, Mr. Kennedy, Mr. Serrano, Mr. Engel, Ms. DelBene, Ms. Waters, Ms. Omar, Ms. DeGette, Ms. Scharowsky, Mr. Rose of New York, Mr. Vela, Mrs. Axne, Mr. Courtney, Mr. Thompson of California, Mr. Kim, Mr. Sires, Mr. Pocan, Ms. Barragán, Ms. Jackson Lee, Mr. Cohen, Mr. Nadler, Mr. Malinowski, Ms. Haaland, Ms. Bonamici, Mr. Soto, Mrs. Carolyn B. Maloney of New York, Mr. Lowenthal, Ms. Castor of Florida, Mr. Ryan, Mr. Pascrell, Ms. Clarke of New York, Mr. Price of North Carolina, Ms. Wilson of Florida, Ms. Lee of California, Mr. Langevin, Mr. Blumenauer, Ms. Matsui, Mr. Golden, Mr. Bishop of Georgia, Ms. Jayapal, Mr. Grijalva, Mr. Schiff, Mr. Krishnamoorthi, Mr. Case, Mr. Sean Patrick Maloney of New York, Mrs. Lowey, Ms. Lofgren, Mrs. Watson Coleman, Mrs. Lawrence, Mr. McEachin, Ms. Underwood, Ms. Blunt Rochester, Mr. Swalwell of California, Mr. Larson of Connecticut, Ms. Hill of California, Mr. Kildee, Mr. Crist, Mr. DeFazio, Mr. Sablan, Mr. McGovern, Ms. Shalala, Mr. Delgado, Mr. Deutch, Mr. Levin of Michigan, Mr. Vargas, Mr. Luján, Mr. Cicilline, Mr. Harder of California, Mr. Evans, Mr. Levin of California, Ms. Clark of Massachusetts, Mr. Rouda, Mr. Lamb, Ms. Roybal-Allard, Mr. Cox of California, Ms. Dean, Mr. Raskin, Ms. Meng, Mr. Sherman, Ms. Norton,
Mr. LOEBSACK, Ms. SCANLON, Mr. RUIZ, Mr. SMITH of Washington, Mr. KEATING, Ms. KELLY of Illinois, Mr. RUSH, Ms. SPEIER, Mr. MORELLE, Mr. JEFFRIES, Ms. DE LAURO, Mr. SCOTT of Virginia, Mr. CLYBURN, Mr. TRONE, Mr. YARMUTH, Mr. CONNOLLY, Ms. KUSTER of New Hampshire, Mr. GONZALEZ of Texas, Mr. LEWIS, Mr. TAKANO, and Mr. HOYER) introduced the following bill; which was referred to the Committee on Energy and Commerce

APRIL --, 2019

Additional sponsors:
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 italic]

[For text of introduced bill, see copy of bill as introduced on March 8, 2019]
A BILL

To restore the open internet order of the Federal Communications Commission.
Be it enacted by the Senate and House of Represen-
tatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Save the Internet Act
of 2019”.

SEC. 2. RESTORATION OF OPEN INTERNET ORDER.

(a) REPEAL OF RULE.—

(1) IN GENERAL.—The Declaratory Ruling, Re-
port and Order, and Order in the matter of restoring
internet freedom that was adopted by the Commission
on December 14, 2017 (FCC 17–166), shall have no
force or effect.

(2) PROHIBITION ON REISSUED RULE OR NEW
RULE.—The Declaratory Ruling, Report and Order,
and Order described in paragraph (1) may not be re-
issued in substantially the same form, and a new rule
that is substantially the same as such Declaratory
Ruling, Report and Order, and Order may not be
issued, unless the reissued or new rule is specifically
authorized by a law enacted after the date of the en-
actment of this Act.

(b) RESTORATION OF REPEALED AND AMENDED
RULES.—The following are restored as in effect on January
19, 2017:
(1) The Report and Order on Remand, Declaratory Ruling, and Order in the matter of protecting and promoting the open internet that was adopted by the Commission on February 26, 2015 (FCC 15–24).

(2) Part 8 of title 47, Code of Federal Regulations.

(3) Any other rule of the Commission that was amended or repealed by the Declaratory Ruling, Report and Order, and Order described in subsection (a)(1).

(c) DEFINITIONS.—In this section:

(1) COMMISSION.—The term “Commission” means the Federal Communications Commission.

(2) RESTORED AS IN EFFECT ON JANUARY 19, 2017.—The term “restored as in effect on January 19, 2017” means, with respect to the Declaratory Ruling and Order described in subsection (b)(1), to permanently reinstate the rules and legal interpretations set forth in such Declaratory Ruling and Order (as in effect on January 19, 2017), including any decision (as in effect on such date) to apply or forbear from applying a provision of the Communications Act of 1934 (47 U.S.C. 151 et seq.) or a regulation of the Commission.
(3) **RULE.**—The term “rule” has the meaning given such term in section 804 of title 5, United States Code.

**SEC. 3. EXCEPTION TO ENHANCEMENT TO TRANSPARENCY REQUIREMENTS RELATING TO PERFORMANCE CHARACTERISTICS AND NETWORK PRACTICES FOR SMALL BUSINESSES.**

(a) **IN GENERAL.**—The enhancements to the transparency rule relating to performance characteristics and network practices of the Commission under section 8.3 of title 47, Code of Federal Regulations, as described in paragraphs 165 through 184 of the Report and Order on Remand, Declaratory Ruling, and Order in the matter of protecting and promoting the open internet that was adopted by the Commission February 26, 2015 (FCC 15–24), shall not apply to any small business.

(b) **SUNSET.**—Subsection (a) shall not have any force or effect after the date that is 1 year after the date of the enactment of this Act.

(c) **REPORT BY FCC.**—Not later than 180 days after the date of the enactment of this Act, the Commission shall submit to the Committee on Energy and Commerce of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report that
contains the recommendations of the Commission (and data
supporting such recommendations) regarding—

(1) whether the exception provided by subsection
(a) should be made permanent; and

(2) whether the definition of the term “small
business” for purposes of such exception should be
modified from the definition in subsection (d)(3).

(d) DEFINITIONS.—In this section:

(1) BROADBAND INTERNET ACCESS SERVICE.—
The term “broadband Internet access service” has the
meaning given such term in section 8.2 of title 47,
Code of Federal Regulations.

(2) COMMISSION.—The term “Commission”
means the Federal Communications Commission.

(3) SMALL BUSINESS.—The term “small busi-
ness” means any provider of broadband Internet ac-
cess service that has not more than 100,000 sub-
scribers aggregated over all the provider’s affiliates.