

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 4229
OFFERED BY MR. LOEBSACK OF IOWA AND MR. LATTA OF OHIO**

Strike all after the enacting clause and insert the
following:

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Broadband Deploy-
3 ment Accuracy and Technological Availability Act” or the
4 “Broadband DATA Act”.

5 **SEC. 2. BROADBAND DATA.**

6 The Communications Act of 1934 (47 U.S.C. 151 et
7 seq.) is amended by adding at the end the following:

8 **“TITLE VIII—BROADBAND DATA**

9 **“SEC. 801. DEFINITIONS.**

10 “In this title:

11 “(1) BROADBAND INTERNET ACCESS SERV-
12 ICE.—The term ‘broadband internet access service’
13 has the meaning given the term in section 8.1(b) of
14 title 47, Code of Federal Regulations, or any suc-
15 cessor regulation.

16 “(2) BROADBAND MAP.—The term ‘Broadband
17 Map’ means the map created by the Commission
18 under section 802(c)(1)(A).

1 “(3) CELL EDGE PROBABILITY.—The term ‘cell
2 edge probability’ means the likelihood that the min-
3 imum threshold download and upload speeds with
4 respect to broadband internet access service will be
5 met or exceeded at a distance from a base station
6 that is intended to indicate the ultimate edge of the
7 coverage area of a cell.

8 “(4) CELL LOADING.—The term ‘cell loading’
9 means the percentage of the available air interface
10 resources of a base station that are used by con-
11 sumers with respect to broadband internet access
12 service.

13 “(5) CLUTTER.—The term ‘clutter’ means a
14 natural or man-made surface feature that affects the
15 propagation of a signal from a base station.

16 “(6) FABRIC.—The term ‘Fabric’ means the
17 Broadband Serviceable Location Fabric established
18 under section 802(b)(1)(B).

19 “(7) FORM 477.—The term ‘Form 477’ means
20 Form 477 of the Commission relating to local tele-
21 phone competition and broadband reporting.

22 “(8) INDIAN TRIBE.—The term ‘Indian Tribe’
23 has the meaning given the term ‘Indian tribe’ in sec-
24 tion 4 of the Indian Self-Determination and Edu-
25 cation Assistance Act (25 U.S.C. 5304).

1 “(9) MOBILITY FUND PHASE II.—The term
2 ‘Mobility Fund Phase II’ means the second phase of
3 the proceeding to provide universal service support
4 from the Mobility Fund (WC Docket No. 10–90;
5 WT Docket No. 10–208).

6 “(10) PROPAGATION MODEL.—The term ‘prop-
7 agation model’ means a mathematical formulation
8 for the characterization of radio wave propagation as
9 a function of frequency, distance, and other condi-
10 tions.

11 “(11) PROVIDER.—The term ‘provider’ means a
12 provider of fixed or mobile broadband internet access
13 service.

14 “(12) QUALITY OF SERVICE.—The term ‘qual-
15 ity of service’ means information regarding offered
16 download and upload speeds and latency of a pro-
17 vider’s broadband internet access service as deter-
18 mined by and to the extent otherwise collected by
19 the Commission.

20 “(13) SHAPEFILE.—The term ‘shapefile’ means
21 a digital storage format containing geospatial or lo-
22 cation-based data and attribute information—

23 “(A) regarding the availability of
24 broadband internet access service; and

1 “(B) that can be viewed, edited, and
2 mapped in geographic information system soft-
3 ware.

4 “(14) STANDARD BROADBAND INSTALLA-
5 TION.—The term ‘standard broadband installa-
6 tion’—

7 “(A) means the initiation by a provider of
8 fixed broadband internet access service in an
9 area where the provider has not previously of-
10 ferred that service, with no charges or delays at-
11 tributable to the extension of the network of the
12 provider; and

13 “(B) includes the initiation of fixed
14 broadband internet access service through rou-
15 tine installation that can be completed not later
16 than 10 business days after the date on which
17 the service request is submitted.

18 **“SEC. 802. BROADBAND MAPS.**

19 “(a) RULES.—

20 “(1) IN GENERAL.—Not later than 180 days
21 after the date of enactment of this title, the Com-
22 mission shall issue rules that shall—

23 “(A) require the collection and dissemina-
24 tion of granular data, as determined by the
25 Commission—

1 “(i) relating to the availability and
2 quality of service of terrestrial fixed, fixed
3 wireless, satellite, and mobile broadband
4 internet access service; and

5 “(ii) that the Commission shall use to
6 compile the maps created under subsection
7 (e)(1) (referred to in this section as ‘cov-
8 erage maps’), which the Commission shall
9 make publicly available; and

10 “(B) establish—

11 “(i) processes through which the Com-
12 mission can verify the accuracy of data
13 submitted under subsection (b)(2);

14 “(ii) processes and procedures
15 through which the Commission, and, as
16 necessary, other entities or persons submit-
17 ting non-public or competitively sensitive
18 information under this title, can protect
19 the security, privacy, and confidentiality of
20 such non-public or competitively sensitive
21 information, including—

22 “(I) information contained in the
23 Fabric;

1 “(II) the dataset created under
2 subsection (b)(1)(A) supporting the
3 Fabric; and

4 “(III) the data submitted under
5 subsection (b)(2);

6 “(iii) the challenge process described
7 in subsection (b)(5); and

8 “(iv) the process described in section
9 803(b).

10 “(2) OTHER DATA.—In issuing the rules under
11 paragraph (1), the Commission shall develop a proce-
12 ss through which the Commission can collect
13 verified data for use in the coverage maps from—

14 “(A) State, local, and Tribal governmental
15 entities that are primarily responsible for map-
16 ping or tracking broadband internet access
17 service coverage for a State, unit of local gov-
18 ernment, or Indian Tribe, as applicable;

19 “(B) third parties, including industry anal-
20 ysis, mapping, or tracking of broadband inter-
21 net access service coverage and quality of serv-
22 ice, if the Commission determines that it is in
23 the public interest to use such data in—

24 “(i) the development of the coverage
25 maps; or

1 “(ii) the verification of data submitted
2 under subsection (b); and
3 “(C) other Federal agencies.

4 “(3) UPDATES.—The Commission shall revise
5 the rules issued under paragraph (1) to—

6 “(A) reflect changes in technology;
7 “(B) ensure the accuracy of propagation
8 models, as further provided in subsection
9 (b)(3); and

10 “(C) improve the usefulness of the cov-
11 erage maps.

12 “(b) CONTENT OF RULES.—

13 “(1) ESTABLISHMENT OF A SERVICEABLE LO-
14 CATION FABRIC REGARDING FIXED BROADBAND.—

15 “(A) DATASET.—

16 “(i) IN GENERAL.—The Commission
17 shall create a common dataset of all loca-
18 tions in the United States where fixed
19 broadband internet access service can be
20 installed, as determined by the Commis-
21 sion.

22 “(ii) CONTRACTING.—

23 “(I) IN GENERAL.—Subject to
24 subclauses (II) and (III), the Commis-
25 sion may only contract with an entity

1 with expertise with respect to geo-
2 graphic information systems (referred
3 to in this subsection as ‘GIS’) to cre-
4 ate and maintain the dataset under
5 clause (i).

6 “(II) APPLICATION OF THE FED-
7 ERAL ACQUISITION REGULATION.—A
8 contract into which the Commission
9 enters under subclause (I) shall in all
10 respects comply with applicable provi-
11 sions of the Federal Acquisition Regu-
12 lation.

13 “(III) LIMITATIONS.—With re-
14 spect to a contract into which the
15 Commission enters under subclause
16 (I)—

17 “(aa) the entity with which
18 the Commission contracts shall
19 be selected through a competitive
20 bid process that is transparent
21 and open; and

22 “(bb) the contract shall be
23 for a term of not longer than 5
24 years, after which the Commis-

1 sion may enter into a new con-
2 tract—

3 “(AA) with an entity,
4 and for the purposes, de-
5 scribed in clause (i); and

6 “(BB) that complies
7 with the requirements under
8 subclause (II) and this sub-
9 clause.

10 “(B) FABRIC.—The rules issued by the
11 Commission under subsection (a)(1) shall estab-
12 lish the Broadband Serviceable Location Fab-
13 ric, which shall—

14 “(i) contain geocoded information for
15 each location identified under subpara-
16 graph (A)(i);

17 “(ii) serve as the foundation upon
18 which all data relating to the availability of
19 fixed broadband internet access service col-
20 lected under paragraph (2)(A) shall be re-
21 ported and overlaid;

22 “(iii) be compatible with commonly
23 used GIS software; and

24 “(iv) at a minimum, be updated every
25 6 months by the Commission.

1 “(C) IMPLEMENTATION PRIORITY.—The
2 Commission shall prioritize implementing the
3 Fabric for rural and insular areas of the United
4 States.

5 “(2) COLLECTION OF INFORMATION.—The
6 rules issued by the Commission under subsection
7 (a)(1) shall include uniform standards for the re-
8 porting of broadband internet access service data
9 that the Commission shall collect—

10 “(A) from each provider of terrestrial
11 fixed, fixed wireless, or satellite broadband
12 internet access service, which shall include data
13 that—

14 “(i) documents the areas where the
15 provider—

16 “(I) has actually built out the
17 broadband network infrastructure of
18 the provider such that the provider is
19 able to provide that service; and

20 “(II) could provide that service,
21 as determined by identifying where
22 the provider is capable of performing
23 a standard broadband installation, if
24 applicable;

1 “(ii) includes information regarding
2 download and upload speeds, at various
3 thresholds established by the Commission,
4 and, if applicable, latency with respect to
5 broadband internet access service that the
6 provider makes available;

7 “(iii) can be georeferenced to the GIS
8 data in the Fabric;

9 “(iv) the provider shall report as—

10 “(I) with respect to providers of
11 fixed wireless broadband internet ac-
12 cess service—

13 “(aa) propagation maps and
14 propagation model details that—

15 “(AA) satisfy standards
16 that are similar to those ap-
17 plicable to providers of mo-
18 bile broadband internet ac-
19 cess service under subpara-
20 graph (B) with respect to
21 propagation maps and prop-
22 agation model details, taking
23 into account material dif-
24 ferences between fixed wire-

1 less and mobile broadband
2 internet access service; and

3 “(BB) reflect the
4 speeds and latency of the
5 service provided by the pro-
6 vider; or

7 “(bb) a list of addresses or
8 locations that constitute the serv-
9 ice area of the provider, except
10 that the Commission—

11 “(AA) may only permit,
12 and not require, a provider
13 to report the data using that
14 means of reporting; and

15 “(BB) in the rules
16 issued under subsection
17 (a)(1), shall provide a meth-
18 od for using that means of
19 reporting with respect to
20 Tribal areas; and

21 “(II) with respect to providers of
22 terrestrial fixed and satellite
23 broadband internet access service—

24 “(aa) polygon shapefiles; or

1 “(bb) a list of addresses or
2 locations that constitute the serv-
3 ice area of the provider, except
4 that the Commission—

5 “(AA) may only permit,
6 and not require, a provider
7 to report the data using that
8 means of reporting; and

9 “(BB) in the rules
10 issued under subsection
11 (a)(1), shall provide a meth-
12 od for using that means of
13 reporting with respect to
14 Tribal areas; and

15 “(v) the Commission determines is ap-
16 propriate with respect to certain tech-
17 nologies in order to ensure that the
18 Broadband Map is granular and accurate;
19 and

20 “(B) from each provider of mobile
21 broadband internet access service, which shall
22 include propagation maps, and propagation
23 model details, that indicate the current (as of
24 the date on which the information is collected)
25 fourth generation Long-Term Evolution (com-

1 monly referred to as ‘4G LTE’) mobile
2 broadband internet access service coverage of
3 the provider, which shall—

4 “(i) take into consideration the effect
5 of clutter; and

6 “(ii) satisfy—

7 “(I) the requirements of hav-
8 ing—

9 “(aa) a download speed of
10 not less than 5 megabits per sec-
11 ond and an upload speed of not
12 less than 1 megabit per second
13 with a cell edge probability of not
14 less than 90 percent; and

15 “(bb) cell loading of not less
16 than 50 percent; and

17 “(II) any other parameter that
18 the Commission determines to be nec-
19 essary to create a map under sub-
20 section (c)(1)(C) that is more precise
21 than the map produced as a result of
22 the submissions under the Mobility
23 Fund Phase II information collection.

24 “(3) UPDATE OF REPORTING STANDARDS FOR
25 MOBILE BROADBAND INTERNET ACCESS SERVICE.—

1 For the purposes of paragraph (2)(B), if the Com-
2 mission determines that the reporting standards
3 under that paragraph are insufficient to collect accu-
4 rate propagation maps and propagation model de-
5 tails with respect to future generations of mobile
6 broadband internet access service technologies, the
7 Commission shall immediately commence a rule-
8 making to adopt new reporting standards with re-
9 spect to those technologies that—

10 “(A) shall be the functional equivalent of
11 the standards required under paragraph (2)(B);
12 and

13 “(B) allow for the collection of propagation
14 maps and propagation model details that are as
15 accurate and granular as, or more accurate and
16 granular than, the maps and model details col-
17 lected by the Commission under paragraph
18 (2)(B).

19 “(4) CERTIFICATION AND VERIFICATION.—
20 With respect to a provider that submits information
21 to the Commission under paragraph (2)—

22 “(A) the provider shall include in each sub-
23 mission a certification from a corporate officer
24 of the provider that the officer has examined
25 the information contained in the submission

1 and that, to the best of the officer’s actual
2 knowledge, information, and belief, all state-
3 ments of fact contained in the submission are
4 true and correct; and

5 “(B) the Commission shall verify the accu-
6 racy and reliability of the information in ac-
7 cordance with measures established by the
8 Commission.

9 “(5) CHALLENGE PROCESS.—

10 “(A) IN GENERAL.—In the rules issued
11 under subsection (a)(1), and subject to sub-
12 paragraph (B), the Commission shall establish
13 a user-friendly challenge process through which
14 consumers, State, local, and Tribal govern-
15 mental entities, and other entities or persons
16 may submit coverage data to the Commission to
17 challenge the accuracy of—

18 “(i) the coverage maps;

19 “(ii) any information submitted by a
20 provider regarding the availability of
21 broadband internet access service; or

22 “(iii) the information included in the
23 Fabric.

24 “(B) CONSIDERATIONS; VERIFICATION; RE-
25 SPONSE TO CHALLENGES.—In establishing the

1 challenge process required under subparagraph
2 (A), the Commission shall—
3 “(i) consider—
4 “(I) the types of information that
5 an entity or person submitting a chal-
6 lenge should provide to the Commis-
7 sion in support of the challenge;
8 “(II) the appropriate level of
9 granularity for the information de-
10 scribed in subclause (I);
11 “(III) the need to mitigate the
12 time and expense incurred by, and the
13 administrative burdens placed on, en-
14 tities or persons in—
15 “(aa) challenging the accu-
16 racy of a coverage map; and
17 “(bb) responding to chal-
18 lenges described in item (aa); and
19 “(IV) the costs to consumers and
20 providers resulting from a
21 misallocation of funds because of a re-
22 liance on outdated or otherwise inac-
23 curate information in the coverage
24 maps;

1 “(ii) include a process for verifying
2 the data submitted through the challenge
3 process in order to ensure the reliability of
4 that data;

5 “(iii) allow providers to respond to
6 challenges submitted through the challenge
7 process; and

8 “(iv) develop an online mechanism,
9 which—

10 “(I) shall be integrated into the
11 coverage maps; and

12 “(II) allows for an entity or per-
13 son described in subparagraph (A) to
14 submit a challenge under the chal-
15 lenge process.

16 “(C) USE OF CHALLENGES.—The rules
17 issued to establish the challenge process under
18 subparagraph (A) shall include—

19 “(i) a process for the speedy resolu-
20 tion of challenges; and

21 “(ii) a process for the regular and ex-
22 peditious updating of the coverage maps
23 and granular data the Commission dis-
24 seminates as challenges are resolved.

1 “(D) AUTOMATION TOOL.—Not earlier
2 than 1 year after, and not later than 18 months
3 after, the rules issued under subsection (a)(1)
4 are implemented, the Commission shall, after
5 an opportunity for notice and comment, submit
6 to the Committee on Energy and Commerce of
7 the House of Representatives and the Com-
8 mittee on Commerce, Science, and Transpor-
9 tation of the Senate a report that—

10 “(i) evaluates the challenge process;

11 and

12 “(ii) considers whether the Commis-
13 sion should amend its rules to create an
14 automated tool that includes predictive ca-
15 pabilities to identify potential inaccuracies
16 and features that allow a provider of
17 broadband internet access service, the
18 Commission, and the public to visualize the
19 data relating to broadband internet access
20 service that the provider reports in order
21 to improve the accuracy of the data sub-
22 mitted by the provider.

23 “(6) REFORM OF FORM 477 PROCESS.—

24 “(A) IN GENERAL.—Not later than 180
25 days after the date on which the rules issued

1 under subsection (a)(1) take effect, the Com-
2 mission shall—

3 “(i) reform the Form 477 broadband
4 deployment service availability collection
5 process of the Commission to achieve the
6 purposes of this title and in a manner that
7 enables the comparison of data and maps
8 produced before the implementation of this
9 title with data and coverage maps pro-
10 duced after the implementation of this title
11 and maintains the public availability of
12 broadband deployment service availability
13 data; and

14 “(ii) harmonize reporting require-
15 ments and procedures regarding the de-
16 ployment of broadband internet access
17 service that, as of the date on which the
18 rules issued under subsection (a)(1) take
19 effect, are in effect.

20 “(B) CONTINUED COLLECTION AND RE-
21 PORTING.—On and after the date on which the
22 Commission carries out subparagraph (A), the
23 Commission shall continue to collect and pub-
24 licly report subscription data that the Commis-
25 sion collected through the Form 477 broadband

1 deployment service availability collection proc-
2 ess, as in effect on July 1, 2019.

3 “(c) MAPS.—The Commission shall—

4 “(1) after consulting with the Federal Geo-
5 graphic Data Committee established by section
6 753(a) of the Geospatial Data Act of 2018 (43
7 U.S.C. 2802(a)), create—

8 “(A) the Broadband Map, which shall de-
9 pict—

10 “(i) the extent of the availability of
11 broadband internet access service in the
12 United States, without regard to whether
13 that service is fixed broadband internet ac-
14 cess service or mobile broadband internet
15 access service, which shall be based on
16 data collected by the Commission from all
17 providers; and

18 “(ii) the areas of the United States
19 that remain unserved by providers;

20 “(B) a map that depicts the availability of
21 fixed broadband internet access service, which
22 shall be based on data collected by the Commis-
23 sion from providers under subsection (b)(2)(A);
24 and

1 “(C) a map that depicts the availability of
2 mobile broadband internet access service, which
3 shall be based on data collected by the Commis-
4 sion from providers under subsection (b)(2)(B);

5 “(2) use the maps created under paragraph
6 (1)—

7 “(A) to determine the areas in which ter-
8 restrial fixed, fixed wireless, mobile, and sat-
9 ellite broadband internet access service is and is
10 not available; and

11 “(B) when making any new award of fund-
12 ing with respect to the deployment of
13 broadband internet access service;

14 “(3) update the maps created under paragraph
15 (1) not less frequently than biannually using the
16 most recent data collected from providers under sub-
17 section (b)(2);

18 “(4) make available to all Federal agencies,
19 upon request, the maps created under paragraph
20 (1);

21 “(5) establish a process to make the data col-
22 lected under subsection (b)(2) available to the Na-
23 tional Telecommunications and Information Admin-
24 istration; and

1 “(6) make public at an appropriate level of
2 granularity—

3 “(A) the maps created under paragraph
4 (1); and

5 “(B) the data collected by the Commission
6 with respect to broadband internet access serv-
7 ice availability and quality of service.

8 “(d) DELAYED EFFECTIVE DATE OF QUALITY OF
9 SERVICE RULES.—Any requirement of a rule relating to
10 quality of service issued under subsection (a)(1) shall take
11 effect not earlier than the date that is 180 days after the
12 date on which the Commission issues such rule.

13 **“SEC. 803. IMPROVING DATA ACCURACY.**

14 “(a) AUDITS.—The Commission shall conduct reg-
15 ular audits of information submitted to the Commission
16 by providers under section 802(b)(2) to ensure that the
17 providers are complying with this title.

18 “(b) CROWDSOURCING.—

19 “(1) IN GENERAL.—The Commission shall—

20 “(A) develop a process through which enti-
21 ties or persons in the United States may submit
22 specific information about the deployment and
23 availability of broadband internet access service
24 in the United States on an ongoing basis so
25 that the information may be used to verify and

1 supplement information provided by providers
2 of broadband internet access service for inclu-
3 sion in the maps created under section
4 802(c)(1); and

5 “(B) update the maps created under sec-
6 tion 802(c)(1) on no less than an annual cycle
7 based on the information received through such
8 process.

9 “(2) COLLABORATION.—As part of the efforts
10 of the Commission to facilitate the ability of entities
11 or persons to submit information under paragraph
12 (1), the Commission shall—

13 “(A) prioritize the consideration of data
14 provided by data collection applications used by
15 consumers that the Commission has deter-
16 mined—

17 “(i) are highly reliable; and

18 “(ii) have proven methodologies for
19 determining network coverage and network
20 performance; and

21 “(B) coordinate with the Postmaster Gen-
22 eral, or the heads of other Federal agencies
23 that operate delivery fleet vehicles, to facilitate
24 the submission of specific information by the

1 United States Postal Service or such other
2 agencies under paragraph (1).

3 “(c) TECHNICAL ASSISTANCE TO INDIAN TRIBES.—

4 “(1) IN GENERAL.—Subject to paragraph (2),
5 the Commission shall hold annual workshops for
6 Tribal governments to provide technical assistance
7 with the collection and submission of data under sec-
8 tion 802(a)(2)(A).

9 “(2) ANNUAL REVIEW.—Each year, the Com-
10 mission, in consultation with Indian Tribes, shall re-
11 view the need for continued workshops required
12 under paragraph (1).

13 “(d) TECHNICAL ASSISTANCE TO SMALL SERVICE
14 PROVIDERS.—The Commission shall establish a process
15 through which a provider that has fewer than 100,000 ac-
16 tive broadband internet access service connections may re-
17 quest and receive assistance from the Commission with re-
18 spect to geographic information system data processing to
19 ensure that the provider is able to comply with the rules
20 issued under section 802(a)(1) in a timely and accurate
21 manner.

22 “(e) GAO ASSESSMENT OF FABRIC SOURCE DATA.—

23 “(1) ASSESSMENT.—The Comptroller General
24 of the United States shall conduct an assessment of
25 key data sources that are used for purposes of the

1 Fabric to identify and geocode locations where fixed
2 broadband internet access service can be installed, in
3 order to develop recommendations for how the qual-
4 ity and completeness of such data sources can be im-
5 proved as data sources for the Fabric. Data sources
6 to be assessed shall include any sources of relevant
7 Federal data, including the National Address Data-
8 base administered by the Department of Transpor-
9 tation, State- and county-level digitized parcel data,
10 and property tax record tax attribute recording.

11 “(2) REPORT.—Not later than 1 year after the
12 date of the enactment of this title, the Comptroller
13 General shall submit to the Committee on Energy
14 and Commerce of the House of Representatives and
15 the Committee on Commerce, Science, and Trans-
16 portation of the Senate a report containing the rec-
17 ommendations developed in the assessment under
18 paragraph (1).

19 “(f) TECHNICAL ASSISTANCE TO CONSUMERS AND
20 STATE, LOCAL, AND TRIBAL GOVERNMENTAL ENTI-
21 TIES.—The Commission shall provide technical assistance
22 to consumers and State, local, and Tribal governmental
23 entities with respect to the challenge process established
24 under section 802(b)(5), which shall include—

25 “(1) detailed tutorials and webinars; and

1 “(2) making available staff of the Commission
2 to provide assistance, as needed, throughout the en-
3 tirety of the challenge process.

4 **“SEC. 804. COST.**

5 “(a) LIMITATION.—The Commission may not use
6 funds from the universal service programs of the Commis-
7 sion established under section 254, and the regulations
8 issued under that section, to carry out this title.

9 “(b) AUTHORIZATION OF APPROPRIATIONS.—There
10 is authorized to be appropriated to the Commission to
11 carry out this title—

12 “(1) \$25,000,000 for fiscal year 2021; and

13 “(2) \$9,000,000 for each of the fiscal years
14 2022 through 2028.

15 **“SEC. 805. OTHER PROVISIONS.**

16 “(a) OMB.—Notwithstanding any other provision of
17 law, the initial rulemaking required under section
18 802(a)(1) shall be exempt from review by the Office of
19 Management and Budget.

20 “(b) PRA.—Chapter 35 of title 44, United States
21 Code (commonly known as the ‘Paperwork Reduction
22 Act’) shall not apply to the initial rulemaking required
23 under section 802(a)(1).

24 “(c) EXECUTION OF RESPONSIBILITIES.—Except,
25 with respect to an entity that is not the Universal Service

1 Administrative Company, as provided in sections
2 802(a)(2)(B), 802(b)(1)(A)(ii), and 803(d), the Commis-
3 sion—

4 “(1) including the offices of the Commission,
5 shall carry out the responsibilities assigned to the
6 Commission under this title; and

7 “(2) may not delegate any of the responsibil-
8 ities assigned to the Commission under this title to
9 any third party, including the Universal Service Ad-
10 ministrative Company.

11 “(d) REPORTING.—Each fiscal year, the Commission
12 shall submit to the Committee on Commerce, Science, and
13 Transportation of the Senate and the Committee on En-
14 ergy and Commerce of the House of Representatives a re-
15 port that summarizes the implementation of this title and
16 associated enforcement activities conducted during the
17 previous fiscal year.”.

