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(Original Signature of Member)

118TH CONGRESS  
1ST SESSION

# H. R.

To amend the National Telecommunications and Information Administration Organization Act to establish a Commerce Spectrum Management Advisory Committee, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

M . . . . . introduced the following bill; which was referred to the  
Committee on

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# A BILL

To amend the National Telecommunications and Information Administration Organization Act to establish a Commerce Spectrum Management Advisory Committee, 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 “Commerce Spectrum  
5 Coordination Act of 2023”.

1 **SEC. 2. COMMERCE SPECTRUM MANAGEMENT ADVISORY**  
2 **COMMITTEE.**

3 Part A of the National Telecommunications and In-  
4 formation Administration Organization Act (47 U.S.C.  
5 901 et seq.) is amended by adding at the end the fol-  
6 lowing:

7 **“SEC. 106 COMMERCE SPECTRUM MANAGEMENT ADVISORY**  
8 **COMMITTEE.**

9 “(a) ESTABLISHMENT.—There is established within  
10 NTIA a Commerce Spectrum Management Advisory Com-  
11 mittee (referred to in this section as the ‘CSMAC’).

12 “(b) DUTIES.—The CSMAC shall advise and make  
13 recommendations to the Assistant Secretary with respect  
14 to—

15 “(1) developing and maintaining spectrum man-  
16 agement policies that enable the United States to  
17 maintain or strengthen its global leadership role in  
18 the introduction of innovative communications tech-  
19 nologies and services, including those that enable the  
20 United States to support the needs of homeland se-  
21 curity, national defense, and other critical missions  
22 of the Federal Government;

23 “(2) objectives that advance spectrum-based in-  
24 novation, including—

25 “(A) facilitating access to mobile  
26 broadband internet access service;

1 “(B) space-based services; and

2 “(C) other emerging technologies;

3 “(3) fostering increased spectrum sharing  
4 among all users;

5 “(4) promoting innovation and rapid advances  
6 in technology that support the more efficient use of  
7 spectrum;

8 “(5) authorizing radio systems and frequencies  
9 in a way that maximizes the benefits to the public;

10 “(6) establishing a long-range spectrum plan-  
11 ning process and identify international opportunities  
12 to advance the economic interests of the United  
13 States through spectrum management;

14 “(7) how best to leverage radio frequency-re-  
15 lated research, development, and testing and evalua-  
16 tion efforts;

17 “(8) ways to foster more efficient and innova-  
18 tive uses of electromagnetic spectrum resources  
19 across the Federal Government, subject to and con-  
20 sistent with the needs and missions of Federal agen-  
21 cies;

22 “(9) new issues associated with spectrum shar-  
23 ing, including harmful interference and associated  
24 enforcement challenges; and

1           “(10) developing balanced policies that promote  
2 both licensed and unlicensed access to spectrum.

3           “(c) MEMBERS.—

4           “(1) COMPOSITION OF COMMITTEE.—The  
5 CSMAC shall be composed of not less than 5 but  
6 not more than 30 members appointed by the Assist-  
7 ant Secretary that provide a balanced representation  
8 of—

9           “(A) non-Federal spectrum users;

10           “(B) State government and local govern-  
11 ment;

12           “(C) technology developers and manufac-  
13 turers;

14           “(D) academia;

15           “(E) civil society; and

16           “(F) providers of mobile broadband inter-  
17 net access service with customers in both do-  
18 mestic and international markets.

19           “(2) APPOINTMENTS.—

20           “(A) IN GENERAL.—The Assistant Sec-  
21 retary shall appoint members to the CSMAC  
22 for up to a two-year term, except that members  
23 may be reappointed for additional terms by the  
24 Assistant Secretary.

1           “(B) REMOVAL.—Each member appointed  
2           under subparagraph (A) shall serve on the  
3           CSMAC at the pleasure and discretion of the  
4           Assistant Secretary.

5           “(3) CHAIR.—

6           “(A) APPOINTMENT.—The Assistant Sec-  
7           retary shall appoint one or more members from  
8           among those appointed to the CSMAC to serve  
9           as Chair or Co-Chairs of the CSMAC.

10          “(B) SERVICE.—The Chair, or Co-Chairs,  
11          as the case may be, shall serve at the pleasure  
12          and discretion of the Assistant Secretary.

13          “(4) VACANCY.—A vacancy on the CSMAC  
14          shall be filled in the manner in which the original  
15          appointment was made and the member so ap-  
16          pointed shall serve for the remainder of the term.

17          “(5) COMPENSATION.—The members of the  
18          CSMAC shall serve without compensation.

19          “(6) LIMITATION.—No member of the CSMAC  
20          shall be a registered lobbyist under the Lobbying  
21          Disclosure Act of 1995 (2 U.S.C. 1601 et seq.).

22          “(d) SUBCOMMITTEES.—

23          “(1) AUTHORITY.—The Assistant Secretary  
24          may approve the creation of any subgroup of the  
25          CSMAC, including a subcommittee, working group,

1 standing committee, ad hoc group, task group, as  
2 the Assistant Secretary determines necessary for the  
3 performance of the duties described under subsection  
4 (b).

5 “(2) LIMITATION.—Any subgroup established  
6 under paragraph (1)—

7 “(A) shall report to the CSMAC; and

8 “(B) may not provide advice or work prod-  
9 ucts directly to the Assistant Secretary.

10 “(e) TERMINATION OF CSMAC.—Notwithstanding  
11 section 1013 of title 5, United States Code, the CSMAC  
12 shall terminate on December 31, 2028.”.