

Calendar No. 431

114TH CONGRESS
2^D SESSION

H. R. 2666

IN THE SENATE OF THE UNITED STATES

APRIL 18, 2016

Received

APRIL 20, 2016

Read the first time

APRIL 21, 2016

Read the second time and placed on the calendar

AN ACT

To prohibit the Federal Communications Commission from regulating the rates charged for broadband Internet access service.

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 “No Rate Regulation
5 of Broadband Internet Access Act”.

1 **SEC. 2. REGULATION OF BROADBAND RATES PROHIBITED.**

2 Notwithstanding any other provision of law, the Fed-
3 eral Communications Commission may not regulate the
4 rates charged for broadband Internet access service.

5 **SEC. 3. EXCEPTIONS.**

6 Nothing in this Act shall be construed to affect the
7 authority of the Commission to—

8 (1) condition receipt of universal service sup-
9 port under section 254 of the Communications Act
10 of 1934 (47 U.S.C. 254) by a provider of broadband
11 Internet access service on the regulation of the rates
12 charged by such provider for the supported service;

13 (2) enforce subpart Y of part 64 of title 47,
14 Code of Federal Regulations (relating to truth-in-
15 billing requirements); or

16 (3) enforce section 8.9 of title 47, Code of Fed-
17 eral Regulations (relating to paid prioritization).

18 **SEC. 4. ADDITIONAL RULE OF CONSTRUCTION.**

19 For purposes of this Act, broadband Internet access
20 service shall not be construed to include data roaming or
21 interconnection.

22 **SEC. 5. DEFINITIONS.**

23 In this Act:

24 (1) **BROADBAND INTERNET ACCESS SERVICE.**—

25 The term “broadband Internet access service” has
26 the meaning given such term in the rules adopted in

1 the Report and Order on Remand, Declaratory Rul-
2 ing, and Order that was adopted by the Commission
3 on February 26, 2015 (FCC 15–24).

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

6 (3) RATE.—The term “rate” means the amount
7 charged by a provider of broadband Internet access
8 service for the delivery of broadband Internet traffic.

9 (4) REGULATION.—The term “regulation” or
10 “regulate” means, with respect to a rate, the use by
11 the Commission of rulemaking or enforcement au-
12 thority to establish, declare, or review the reason-
13 ableness of such rate.

Passed the House of Representatives April 15, 2016.

Attest:

KAREN L. HAAS,

Clerk.

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