

Union Calendar No. 27

118TH CONGRESS
1ST SESSION**H. R. 675****[Report No. 118–41]**

To amend the Secure and Trusted Communications Networks Act of 2019 to prohibit the Federal Communications Commission from granting a license or United States market access for a non-geostationary orbit satellite system if the license or grant of market access would be held or controlled by an entity that produces or provides any covered communications equipment or service or an affiliate of such an entity, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 31, 2023

Mr. PALLONE (for himself and Mrs. RODGERS of Washington) introduced the following bill; which was referred to the Committee on Energy and Commerce

APRIL 25, 2023

Reported with amendments, 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 January 31, 2023]

A BILL

To amend the Secure and Trusted Communications Networks Act of 2019 to prohibit the Federal Communications Commission from granting a license or United States market access for a non-geostationary orbit satellite system if the license or grant of market access would be held or controlled by an entity that produces or provides any covered communications equipment or service or an affiliate of such an entity, 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 “Secure Space Act of*
 5 *2023”.*

6 **SEC. 2. PROHIBITION ON GRANT OF CERTAIN SATELLITE LI-**
 7 **CENSES, UNITED STATES MARKET ACCESS,**
 8 **OR EARTH STATION AUTHORIZATIONS.**

9 *(a) IN GENERAL.—The Secure and Trusted Commu-*
 10 *nications Networks Act of 2019 (47 U.S.C. 1601 et seq.)*
 11 *is amended—*

12 *(1) by redesignating sections 10 and 11 as sec-*
 13 *tions 11 and 12, respectively; and*

14 *(2) by inserting after section 9 the following:*

1 **“SEC. 10. PROHIBITION ON GRANT OF CERTAIN SATELLITE**
 2 **LICENSES, UNITED STATES MARKET ACCESS,**
 3 **OR EARTH STATION AUTHORIZATIONS.**

4 “(a) *IN GENERAL.*—*The Commission may not grant*
 5 *a license for, or a petition for a declaratory ruling to access*
 6 *the United States market using, a geostationary orbit sat-*
 7 *ellite system or a nongeostationary orbit satellite system,*
 8 *or an authorization to use an individually licensed earth*
 9 *station or a blanket-licensed earth station, if such license,*
 10 *grant of market access, or authorization would be held or*
 11 *controlled by—*

12 “(1) *an entity that produces or provides any*
 13 *covered communications equipment or service; or*

14 “(2) *an affiliate (as defined in section 3 of the*
 15 *Communications Act of 1934 (47 U.S.C. 153)) of an*
 16 *entity described in paragraph (1).*

17 “(b) *DEFINITIONS.*—*In this section:*

18 “(1) *BLANKET-LICENSED EARTH STATION.*—*The*
 19 *term ‘blanket-licensed earth station’ means an earth*
 20 *station that is licensed with a geostationary orbit sat-*
 21 *ellite system or a nongeostationary orbit satellite sys-*
 22 *tem.*

23 “(2) *GATEWAY STATION.*—*The term ‘gateway*
 24 *station’ means an earth station or a group of earth*
 25 *stations that—*

1 “(A) supports the routing and switching
 2 functions of a geostationary orbit satellite system
 3 or a nongeostationary orbit satellite system;

4 “(B) may also be used for telemetry, track-
 5 ing, and command transmissions;

6 “(C) does not originate or terminate com-
 7 munication traffic; and

8 “(D) is not for the exclusive use of any cus-
 9 tomer.

10 “(3) INDIVIDUALLY LICENSED EARTH STATION.—

11 *The term ‘individually licensed earth station’*
 12 *means—*

13 “(A) an earth station (other than a blanket-
 14 licensed earth station) that sends a signal to,
 15 and receives a signal from, a geostationary orbit
 16 satellite system or a nongeostationary orbit sat-
 17 ellite system; or

18 “(B) a gateway station.”.

19 (b) *APPLICABILITY.*—Section 10 of the Secure and
 20 Trusted Communications Networks Act of 2019, as added
 21 by subsection (a), shall apply with respect to the grant of
 22 a license, petition, or authorization on or after the date of
 23 the enactment of this Act.

24 (c) *RULES.*—Not later than 1 year after the date of
 25 the enactment of this Act, the Federal Communications

- 1 *Commission shall issue rules to implement section 10 of the*
- 2 *Secure and Trusted Communications Networks Act of 2019,*
- 3 *as added by subsection (a).*

Amend the title so as to read: “A bill to amend the Secure and Trusted Communications Networks Act of 2019 to prohibit the Federal Communications Commission from granting a license or United States market access for a geostationary orbit satellite system or a non-geostationary orbit satellite system, or an authorization to use an individually licensed earth station or a blanket-licensed earth station, if the license, grant of market access, or authorization would be held or controlled by an entity that produces or provides any covered communications equipment or service or an affiliate of such an entity, and for other purposes.”.

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