

SHORT TITLE

Section 1 of Pub. L. 100-542 provided that: "This Act [enacting this section and sections 762a to 762d of this title] may be cited as the 'Telecommunications Accessibility Enhancement Act of 1988'."

**§ 762a. Federal telecommunications system requirements**

**(a) Accessibility of telecommunications systems**

The Administrator of General Services, after consultation with the Architectural and Transportation Barriers Compliance Board, the Interagency Committee on Computer Support of Handicapped Employees, the Federal Communications Commission, and affected Federal agencies, shall, by regulation, take such actions in accordance with this section as may be necessary to assure that the Federal telecommunications system is fully accessible to hearing-impaired and speech-impaired individuals, including Federal employees, for communications with and within Federal agencies.

**(b) Specific requirement**

In carrying out subsection (a) of this section, the Administrator shall—

(1) provide for the continuation of the existing Federal relay system for users of TDD's;

(2) within 90 days after October 28, 1988, expand such relay system by employing at least one additional operator;

(3) within 180 days after October 28, 1988—

(A) conduct, as part of the rulemaking proceeding required by subsection (a) of this section, an analysis of modifications to the Federal telecommunications system that the Administrator, in his discretion, determines to be necessary to achieve the objectives of subsection (a) of this section; and

(B) submit a report on the results of such analysis to each House of the Congress;

(4) within 180 days after completion of such analysis, prescribe the regulations required by subsection (a) of this section;

(5) assemble, publish, and maintain a directory of TDD and other devices used by Federal agencies to comply with such regulations, and publish, in Federal agency directories, access numbers of TDD's and such other devices; and

(6) after consultation with the Architectural and Transportation Barriers Compliance Board, adopt the design of a standard logo to signify the presence of a TDD or other device used by a Federal agency to comply with such regulations.

**(c) Congressional oversight**

The Administrator shall not prescribe the regulation required by subsection (a) of this section before the end of the 90-day period beginning on the date the Administrator submits the report required by subsection (b)(3)(B) of this section.

(Pub. L. 100-542, §3, Oct. 28, 1988, 102 Stat. 2721.)

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 762, 762b of this title.

**§ 762b. Additional requirements**

**(a) Support for research**

The Administrator shall, in consultation with the Federal Communications Commission, seek

to promote research by Federal agencies, State agencies, and private entities to reduce the cost and improve the capabilities of telecommunications devices and systems that provide accessibility to hearing-impaired and speech-impaired individuals.

**(b) Planning to assimilate technological developments**

The Administrator, in planning future alterations to and modifications of the Federal telecommunications system, shall take into account results of the analysis required by section 762a(b)(3) of this title and any technological improvements in telecommunications devices and systems that provide accessibility to hearing-impaired and speech-impaired individuals.

(Pub. L. 100-542, §4, Oct. 28, 1988, 102 Stat. 2722.)

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 762 of this title.

**§ 762c. Inquiry regarding interstate TDD relay system**

The Federal Communications Commission shall, within 9 months after October 28, 1988, complete its existing inquiry regarding an interstate relay system for users of TDD's.

(Pub. L. 100-542, §5, Oct. 28, 1988, 102 Stat. 2722.)

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 762 of this title.

**§ 762d. TDD installation by Congress**

As soon as practicable, each House of the Congress shall establish a policy under which Members of the House of Representatives and the Senate, as the case may be, may obtain TDD's for use in communicating with hearing-impaired and speech-impaired individuals, and for the use of hearing-impaired and speech-impaired employees.

(Pub. L. 100-542, §6, Oct. 28, 1988, 102 Stat. 2722.)

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 762 of this title.

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#### SUBCHAPTER I—GENERAL PROVISIONS

### § 771. Definitions

In this chapter—

(1) “Transfer” means the conveyance by the United States of any element of ownership, including but not restricted to any estate or interest in property, and franchise rights, by sale, exchange, lease, easement, or permit, for cash, credit, or other property with or without warranty.

(2) “Long-lines communication facilities” means the transmission systems connecting points inside the State with each other and with points outside the State by radio or wire, and includes all kinds of property and rights-of-way necessary to accomplish this interconnection.

(3) “Agency concerned” means any department, agency, wholly owned corporation, or instrumentality of the United States.

(Pub. L. 90-135, title I, § 101, Nov. 14, 1967, 81 Stat. 441.)

#### SHORT TITLE

Section 1 of Pub. L. 90-135 provided: “That this Act [enacting this chapter] may be cited as the ‘Alaska Communications Disposal Act.’”

#### SUBCHAPTER II—TRANSFER OF GOVERNMENT-OWNED LONG-LINES COMMUNICATION FACILITIES IN AND TO ALASKA

### § 781. Matters relative to transfer

#### (1) Authorization, Executive approval, adequate consideration, scope of transfer, qualification of transferee, necessary or appropriate actions and powers

Subject to the provisions of section 782 of this title, and notwithstanding provisions of any other law, the Secretary of Defense or his designee, with the advice, assistance, and, in the case of any agency not under the jurisdiction of the Secretary of Defense, the consent of the agency concerned, and after approval of the President, is authorized to and shall transfer for adequate consideration any or all long-lines communication facilities in or to Alaska under the jurisdiction of the Federal Government to any person qualifying under the provisions of section 782 of this title, and may take such action and exercise such powers as may be necessary or appropriate to effectuate the purposes of this chapter.

#### (2) Procedures and methods

Transfers under this subchapter shall be made in accordance with the procedures and methods required by section 484(e), (1), (2), and (3) of this title, except that “the Secretary of Defense or his designee” shall be substituted for all references therein to “the Administrator”.

#### (3) Applicability of antitrust provisions

The requirements of section 488 of this title shall apply to transfers under this subchapter.

#### (4) Documents of title or other property interests; mineral rights exception; other necessary or proper action; copy of instrument to Secretary of the Interior

The head of the agency concerned or his designee shall execute such documents for the transfer of title or other interest in property, except any mineral rights therein, and take such other action as the Secretary of Defense deems necessary or proper to transfer such property under the provisions of this subchapter. A copy of any deed, lease, or other instrument executed by or on behalf of the head of the agency concerned purporting to transfer title or any other interest in public land shall be furnished to the Secretary of the Interior.

#### (5) Consent of Secretary concerned

No interest in public lands, withdrawn or otherwise appropriated, may be transferred under this subchapter, without the prior consent of the Secretary of the Interior, or, with respect to lands within a national forest, of the Secretary of Agriculture.

#### (6) Solicitation of offers to purchase

In connection with soliciting offers to purchase such long-lines facilities of the Alaska Communication System the Secretary of Defense or his designee shall:

(a) Provide any prospective purchaser who requests it data on (i) the facilities available for purchase, (ii) the amounts deemed to be the current fair and reasonable value of those facilities, and (iii) the initial rates which will be charged to the purchaser for capacity in facilities retained by the Government and available for commercial use;

(b) Provide, in the request for offers to purchase, that offerors must specify the rates they propose to charge for service and the improvements in service which they propose to initiate;

(c) Provide an opportunity for prospective purchasers to meet as a group with Department of Defense representatives to assure that the data and the public interest requirements described in (a) and (b), above, are fully understood; and

(d) Seek the advice and assistance of the Federal Communications Commission, the Federal Field Committee for Development Planning in Alaska, and the Governor of Alaska or his designees, to assure consideration of all public interest factors associated with the transfer.

(Pub. L. 90-135, title II, § 201, Nov. 14, 1967, 81 Stat. 442.)