

**(8) Separated entity**

The term “separated entity” means a privatized entity to whom a portion of the assets owned by INTELSAT or Inmarsat are transferred prior to full privatization of INTELSAT or Inmarsat, including in particular the entity whose structure was under discussion by INTELSAT as of March 25, 1998, but excluding ICO.

**(9) Orbital location**

The term “orbital location” means the location for placement of a satellite on the geostationary orbital arc as defined in the International Telecommunication Union Radio Regulations.

**(10) Space segment**

The term “space segment” means the satellites, and the tracking, telemetry, command, control, monitoring and related facilities and equipment used to support the operation of satellites owned or leased by INTELSAT, Inmarsat, or a separated entity or successor entity.

**(11) Non-core services**

The term “non-core services” means, with respect to INTELSAT provision, services other than public-switched network voice telephony and occasional-use television, and with respect to Inmarsat provision, services other than global maritime distress and safety services or other existing maritime or aeronautical services for which there are not alternative providers.

**(12) Additional services**

The term “additional services” means—

(A) for Inmarsat, those non-maritime or non-aeronautical mobile services in the 1.5 and 1.6 Ghz band on planned satellites or the 2 Ghz band; and

(B) for INTELSAT, direct-to-home (DTH) or direct broadcast satellite (DBS) video services, or services in the Ka or V bands.

**(13) INTELSAT Agreement**

The term “INTELSAT Agreement” means the Agreement Relating to the International Telecommunications Satellite Organization (“INTELSAT”), including all its annexes (TIAS 7532, 23 UST 3813).

**(14) Headquarters Agreement**

The term “Headquarters Agreement” means the International Telecommunication<sup>1</sup> Satellite Organization Headquarters Agreement (November 24, 1976) (TIAS 8542, 28 UST 2248).

**(15) Operating Agreement**

The term “Operating Agreement” means—

(A) in the case of INTELSAT, the agreement, including its annex but excluding all titles of articles, opened for signature at Washington on August 20, 1971, by Governments or telecommunications entities designated by Governments in accordance with the provisions of the Agreement; and

(B) in the case of Inmarsat, the Operating Agreement on the International Maritime

Satellite Organization, including its annexes.

**(16) Inmarsat Convention**

The term “Inmarsat Convention” means the Convention on the International Maritime Satellite Organization (Inmarsat) (TIAS 9605, 31 UST 1).

**(17) National corporation**

The term “national corporation” means a corporation the ownership of which is held through publicly traded securities, and that is incorporated under, and subject to, the laws of a national, state, or territorial government.

**(18) COMSAT**

The term “COMSAT” means the corporation established pursuant to subchapter III of this chapter, or the successor in interest to such corporation.

**(19) ICO**

The term “ICO” means the company known, as of March 17, 2000, as ICO Global Communications, Inc.

**(20) Global maritime distress and safety services or GMDSS**

The term “global maritime distress and safety services” or “GMDSS” means the automated ship-to-shore distress alerting system which uses satellite and advanced terrestrial systems for international distress communications and promoting maritime safety in general. The GMDSS permits the worldwide alerting of vessels, coordinated search and rescue operations, and dissemination of maritime safety information.

**(21) National security agency**

The term “national security agency” means the National Security Agency, the Director of Central Intelligence and the Central Intelligence Agency, the Department of Defense, and the Coast Guard.

**(b) Common terminology**

Except as otherwise provided in subsection (a) of this section, terms used in this subchapter that are defined in section 153 of this title have the meanings provided in such section.

(Pub. L. 87-624, title VI, §681, as added Pub. L. 106-180, §3, Mar. 17, 2000, 114 Stat. 58.)

## CHANGE OF NAME

Reference to the Director of Central Intelligence or the Director of the Central Intelligence Agency in the Director's capacity as the head of the intelligence community deemed to be a reference to the Director of National Intelligence. Reference to the Director of Central Intelligence or the Director of the Central Intelligence Agency in the Director's capacity as the head of the Central Intelligence Agency deemed to be a reference to the Director of the Central Intelligence Agency. See section 1081(a), (b) of Pub. L. 108-458, set out as a note under section 401 of Title 50, War and National Defense.

## TRANSFER OF FUNCTIONS

For transfer of authorities, functions, personnel, and assets of the Coast Guard, including the authorities and functions of the Secretary of Transportation relating thereto, to the Department of Homeland Security, and for treatment of related references, see sections

<sup>1</sup> So in original. Probably should be “Telecommunications”.

468(b), 551(d), 552(d), and 557 of Title 6, Domestic Security, and the Department of Homeland Security Reorganization Plan of November 25, 2002, as modified, set out as a note under section 542 of Title 6.

## CHAPTER 7—CAMPAIGN COMMUNICATIONS

### §§ 801 to 805. Repealed. Pub. L. 93-443, title II, § 205(b), Oct. 15, 1974, 88 Stat. 1278

Section 801, Pub. L. 92-225, title I, §102, Feb. 7, 1972, 86 Stat. 3, related to definitions for purposes of this chapter.

Section 802, Pub. L. 92-225, title I, §103(b), Feb. 7, 1972, 86 Stat. 4, related to nonbroadcast media rates.

Section 803, Pub. L. 92-225, title I, §104(a), (b), Feb. 7, 1972, 86 Stat. 5, related to limitations of expenditures for use of communications media.

Section 804, Pub. L. 92-225, title I, §105, Feb. 7, 1972, 86 Stat. 7, related to regulations prescribed under this chapter.

Section 805, Pub. L. 92-225, title I, §106, Feb. 7, 1972, 86 Stat. 8, related to penalties imposed under this chapter.

#### EFFECTIVE DATE OF REPEAL

Sections 801 to 805 repealed effective Jan. 1, 1975, see section 410(a) of Pub. L. 93-443, set out as an Effective Date of 1974 Amendment note under section 431 of Title 2, The Congress.

## CHAPTER 8—NATIONAL TELECOMMUNICATIONS AND INFORMATION ADMINISTRATION

### SUBCHAPTER I—ORGANIZATION AND FUNCTIONS

- |      |   |
|------|---|
| Sec. |   |
| 901. | Definitions; findings; policy.<br>(a) Definitions.<br>(b) Findings.<br>(c) Policy.  |
| 902. | Establishment; assigned functions.<br>(a) Establishment.<br>(b) Assigned functions.   |
| 903. | Spectrum management activities.<br>(a) Revision of regulations.<br>(b) Requirements for revisions.<br>(c) Certification to Congress.<br>(d) Radio services.<br>(e) Proof of compliance with FCC licensing requirements.     |
| 904. | General administrative provisions.<br>(a) Interagency functions.<br>(b) Advisory committees and informal consultations with industry.<br>(c) General provisions.<br>(d) Reorganization.<br>(e) Limitation on solicitations. |
| 905. | Omitted.  |

### SUBCHAPTER II—TRANSFER OF AUCTIONABLE FREQUENCIES

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|------|---|
| 921. | Definitions.  |
| 922. | National spectrum allocation planning.  |
| 923. | Identification of reallocable frequencies.<br>(a) Identification required.<br>(b) Minimum amount of spectrum recommended.<br>(c) Criteria for identification.<br>(d) Procedure for identification of reallocable bands of frequencies.<br>(e) Timetable for reallocation and limitation.<br>(f) Additional reallocation report.<br>(g) Relocation of Federal Government stations.<br>(h) Federal action to expedite spectrum transfer.<br>(i) "Federal entity" defined. |

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|------------------------------|---|
| 924.                         | Withdrawal or limitation of assignment to Federal Government stations.<br>(a) In general.<br>(b) Exceptions.  |
| 925.                         | Distribution of frequencies by Commission.<br>(a) Allocation and assignment of immediately available frequencies.<br>(b) Allocation and assignment of remaining available frequencies.<br>(c) Allocation and assignment of frequencies identified in second reallocation report.  |
| 926.                         | Authority to recover reassigned frequencies.<br>(a) Authority of President.<br>(b) Procedure for reclaiming frequencies.<br>(c) Costs of reclaiming frequencies.<br>(d) Effective date of reclaimed frequencies.<br>(e) Effect on other law.  |
| 927.                         | Existing allocation and transfer authority retained.<br>(a) Additional reallocation.<br>(b) Implementation of new technologies and services.  |
| 928.                         | Spectrum Relocation Fund.<br>(a) Establishment of Spectrum Relocation Fund.<br>(b) Crediting of receipts.<br>(c) Used to pay relocation costs.<br>(d) Fund availability.<br>(e) Transfer to eligible Federal entities.  |
| SUBCHAPTER III—MISCELLANEOUS |   |
| 941.                         | Child-friendly second-level Internet domain.<br>(a) Responsibilities.<br>(b) Conditions of contracts.<br>(c) Requirements of new domain.<br>(d) Option periods for initial registry.<br>(e) Treatment of registry and other entities.<br>(f) Education.<br>(g) Coordination with Federal Government.<br>(h) Compliance report.<br>(i) Suspension of new domain.<br>(j) Definitions. |
| 942.                         | Coordination of E-911 implementation.<br>(a) E-911 Implementation Coordination Office.<br>(b) Phase II E-911 implementation grants.<br>(c) Diversion of E-911 charges.<br>(d) Authorization; termination.<br>(e) Definitions.   |

### SUBCHAPTER I—ORGANIZATION AND FUNCTIONS

#### § 901. Definitions; findings; policy

##### (a) Definitions

In this chapter, the following definitions apply:

(1) The term "NTIA" means the National Telecommunications and Information Administration.

(2) The term "Assistant Secretary" means the Assistant Secretary for Communications and Information.

(3) The term "Secretary" means the Secretary of Commerce.

(4) The term "Commission" means the Federal Communications Commission.

(5) The term "Corporation" means the Communications Satellite Corporation authorized in title III of the Communications Satellite Act of 1962 (47 U.S.C. 731 et seq.).