

or the issue of stocks and bonds by any communication system or systems.

(g) Limitations upon Presidential power

Nothing in subsection (c) or (d) of this section shall be construed to authorize the President to make any amendment to the rules and regulations of the Commission which the Commission would not be authorized by law to make; and nothing in subsection (d) of this section shall be construed to authorize the President to take any action the force and effect of which shall continue beyond the date after which taking of such action would not have been authorized.

(h) Penalties

Any person who willfully does or causes or suffers to be done any act prohibited pursuant to the exercise of the President's authority under this section, or who willfully fails to do any act which he is required to do pursuant to the exercise of the President's authority under this section, or who willfully causes or suffers such failure, shall, upon conviction thereof, be punished for such offense by a fine of not more than \$1,000 or by imprisonment for not more than one year, or both, and, if a firm, partnership, association, or corporation, by fine of not more than \$5,000, except that any person who commits such an offense with intent to injure the United States, or with intent to secure an advantage to any foreign nation, shall, upon conviction thereof, be punished by a fine of not more than \$20,000 or by imprisonment for not more than 20 years, or both.

(June 19, 1934, ch. 652, title VII, §706, formerly title VI, §606, 48 Stat. 1104; Jan. 26, 1942, ch. 18, §§1, 2, 56 Stat. 18; Dec. 29, 1942, ch. 836, 56 Stat. 1096; July 25, 1947, ch. 327, §1, 61 Stat. 449; Oct. 24, 1951, ch. 553, §§1, 2, 65 Stat. 611; renumbered title VII, §706, Pub. L. 98-549, §6(a), Oct. 30, 1984, 98 Stat. 2804.)

REFERENCES IN TEXT

This chapter, referred to in subsec. (a), was in the original "this Act", meaning act June 19, 1934, ch. 652, 48 Stat. 1064, known as the Communications Act of 1934, which is classified principally to this chapter. For complete classification of this Act to the Code, see section 609 of this title and Tables.

For definition of Canal Zone, referred to in subsec. (c), see section 3602(b) of Title 22, Foreign Relations and Intercourse.

CODIFICATION

In subsec. (e), "section 1346 or section 1491 of title 28" substituted for "paragraph 20 of section 24 or by section 145, of the Judicial Code, as amended" (which were classified to sections 41(20) and 250 of former Title 28, Judicial Code and Judiciary) on authority of act June 25, 1948, ch. 646, 62 Stat. 869, the first section of which enacted Title 28, Judiciary and Judicial Procedure. Section 1346 of Title 28 sets forth the basic jurisdiction of the district courts in cases in which the United States is defendant. Section 1491 of Title 28 sets forth the basic jurisdiction of the United States Court of Claims. Sections 24(20) and 145 of the Judicial Code were also classified to sections 1496, 1501, 1503, 2401, 2402, and 2501 of Title 28.

AMENDMENTS

1951—Subsec. (c). Act Oct. 24, 1951, §1, clarified scope of President's powers to use, control, and close radio facilities of all kinds which might be useful to an enemy for navigational purposes.

Subsec. (h). Act Oct. 24, 1951, §2, added subsec. (h).
1947—Subsec. (h). Act July 25, 1947, struck out subsec. (h) which related to modification of certain sections of this title until six months after termination of World War II for the protection of vessels in wartime.

1942—Subsecs. (d), (e). Act Jan. 26, 1942, §1, added subsec. (d) and redesignated former subsec. (d) as (e).

Subsecs. (f), (g). Act Jan. 26, 1942, §2, added subsecs. (f) and (g).

Subsec. (h). Act Dec. 29, 1942, added subsec. (h).

TERMINATION OF WAR AND EMERGENCIES

Act July 25, 1947, ch. 327, §3, 61 Stat. 451, provided that in the interpretation of this section, the date July 25, 1947, shall be deemed to be the date of termination of any state of war theretofore declared by Congress and of the national emergencies proclaimed by the President on Sept. 8, 1939, and May 27, 1941.

EXECUTIVE ORDER No. 8964

Ex. Ord. No. 8964, eff. Dec. 10, 1941, 6 F.R. 6367, relating to the use and control of radio stations and preference or priority of communications was revoked by Ex. Ord. No. 9831, eff. Feb. 24, 1947, 12 F.R. 1363.

EX. ORD. No. 9831. BOARD OF WAR COMMUNICATIONS
ABOLISHED

Ex. Ord. No. 9831, eff. Feb. 24, 1947, 12 F.R. 1363, provided:

By virtue of the authority vested in me by the Constitution and statutes, including the Communications Act of 1934 (48 Stat. 1104, as amended; 47 U.S.C. 606) and as President of the United States, and in the interest of the internal management of the Government, it is hereby ordered as follows:

1. The Board of War Communications, established as the Defense Communications Board by Executive Order No. 8546 of September 24, 1940, is abolished, and all property and records thereof are transferred to the Federal Communications Commission.

2. Executive Orders Nos. 8546 of September 24, 1940, 8960 of December 6, 1941, 8964 of December 10, 1941, 9089 of March 6, 1942, and 9183 of June 15, 1942, are revoked.

HARRY S TRUMAN.

EXECUTIVE ORDER No. 10312

Ex. Ord. No. 10312, eff. Dec. 10, 1951, 16 F.R. 12452, as amended by Ex. Ord. No. 10438, eff. Mar. 13, 1953, 18 F.R. 1491; Ex. Ord. No. 10773, eff. July 1, 1958, 23 F.R. 5061; Ex. Ord. No. 10782, eff. Sept. 6, 1958, 23 F.R. 6971; Ex. Ord. No. 11051, eff. Sept. 27, 1962, 27 F.R. 9683, relating to delegation of authority to the Federal Communications Commission was revoked by Ex. Ord. No. 11490, eff. Oct. 28, 1969, 34 F.R. 17567.

EXECUTIVE ORDER No. 10705

Ex. Ord. No. 10705, Apr. 17, 1957, 22 F.R. 2729, as amended by Ex. Ord. No. 10773, July 1, 1958, 23 F.R. 5061; Ex. Ord. No. 10782, Sept. 6, 1958, 23 F.R. 6971; Ex. Ord. No. 11051, Sept. 27, 1962, 27 F.R. 9683; Ex. Ord. No. 11556, Sept. 4, 1970, 35 F.R. 14193, which related to the delegation of authority to the Director of the Office of Telecommunications Policy, was revoked by Ex. Ord. No. 12046, Mar. 27, 1978, 43 F.R. 13349, set out as a note under section 305 of this title.

§ 607. Effective date of chapter

This chapter shall take effect upon the organization of the Commission, except that this section and sections 151 and 154 of this title shall take effect July 1, 1934. The Commission shall be deemed to be organized upon such date as four members of the Commission have taken office.

(June 19, 1934, ch. 652, title VII, §707, formerly title VI, §607, 48 Stat. 1105; renumbered title VII, §707, Pub. L. 98-549, §6(a), Oct. 30, 1984, 98 Stat. 2804.)

REFERENCES IN TEXT

This chapter, referred to in text, was in the original “this Act”, meaning act June 19, 1934, ch. 652, 48 Stat. 1064, known as the Communications Act of 1934, which is classified principally to this chapter. For complete classification of this Act to the Code, see section 609 of this title and Tables.

§ 608. Separability

If any provision of this chapter or the application thereof to any person or circumstance is held invalid, the remainder of the chapter and the application of such provision to other persons or circumstances shall not be affected thereby.

(June 19, 1934, ch. 652, title VII, § 708, formerly title VI, § 608, 48 Stat. 1105; renumbered title VII, § 708, Pub. L. 98-549, § 6(a), Oct. 30, 1984, 98 Stat. 2804.)

REFERENCES IN TEXT

This chapter, referred to in text, was in the original “this Act”, meaning act June 19, 1934, ch. 652, 48 Stat. 1064, known as the Communications Act of 1934, which is classified principally to this chapter. For complete classification of this Act to the Code, see section 609 of this title and Tables.

§ 609. Short title

This chapter may be cited as the “Communications Act of 1934.”

(June 19, 1934, ch. 652, title VII, § 709, formerly title VI, § 609, 48 Stat. 1105; renumbered title VII, § 709, Pub. L. 98-549, § 6(a), Oct. 30, 1984, 98 Stat. 2804.)

REFERENCES IN TEXT

This chapter, referred to in text, was in the original “this Act”, meaning act June 19, 1934, ch. 652, 48 Stat. 1064, known as the Communications Act of 1934, which enacted this chapter, amended section 35 of this title, section 21 of Title 15, Commerce and Trade, section 487 of former Title 46, Shipping, and sections 1, 2, 5, and 15 of former Title 49, Transportation, and repealed sections 484 to 487 of former Title 46. For complete classification of this Act to the Code, see Tables.

SHORT TITLE OF 2010 AMENDMENT

Pub. L. 111-331, § 1, Dec. 22, 2010, 124 Stat. 3572, provided that: “This Act [amending section 227 of this title] may be cited as the ‘Truth in Caller ID Act of 2009’.”

Pub. L. 111-311, § 1, Dec. 15, 2010, 124 Stat. 3294, provided that: “This Act [enacting section 621 of this title] may be cited as the ‘Commercial Advertisement Loudness Mitigation Act’ or the ‘CALM Act’.”

Pub. L. 111-260, § 1(a), Oct. 8, 2010, 124 Stat. 2751, provided that: “This Act [enacting sections 615c and 616 to 620 of this title, amending sections 153, 225, 303, 330, 402, 503, 610, and 613 of this title, and enacting provisions set out as notes under sections 153, 303, 613, and 619 of this title] may be cited as the ‘Twenty-First Century Communications and Video Accessibility Act of 2010’.”

SHORT TITLE OF 2009 AMENDMENT

Pub. L. 111-4, § 1, Feb. 11, 2009, 123 Stat. 1123, provided that: “This Act [amending sections 309 and 337 of this title and enacting and amending provisions set out as notes under section 309 of this title] may be cited as the ‘DTV Delay Act’.”

SHORT TITLE OF 2008 AMENDMENT

Pub. L. 110-295, § 1, July 30, 2008, 122 Stat. 2972, provided that: “This Act [amending provisions set out as

a note under section 309 of this title] may be cited as the ‘DTV Transition Assistance Act’.”

Pub. L. 110-283, § 1, July 23, 2008, 122 Stat. 2620, provided that: “This Act [enacting section 615a-1 of this title and amending sections 222, 615a, 615b, and 942 of this title] may be cited as the ‘New and Emerging Technologies 911 Improvement Act of 2008’ or the ‘NET 911 Improvement Act of 2008’.”

SHORT TITLE OF 2007 AMENDMENT

Pub. L. 110-108, § 1, Oct. 31, 2007, 121 Stat. 1024, provided that: “This Act [enacting and amending provisions set out as notes under section 151 of this title] may be cited as the ‘Internet Tax Freedom Act Amendments Act of 2007’.”

SHORT TITLE OF 2006 AMENDMENT

Pub. L. 109-459, § 1, Dec. 22, 2006, 120 Stat. 3399, provided that: “This Act [enacting and repealing provisions set out as notes under section 201 of this title] may be cited as the ‘Call Home Act of 2006’.”

Pub. L. 109-235, § 1, June 15, 2006, 120 Stat. 491, provided that: “This Act [amending section 503 of this title] may be cited as the ‘Broadcast Decency Enforcement Act of 2005’.”

SHORT TITLE OF 2005 AMENDMENT

Pub. L. 109-21, § 1, July 9, 2005, 119 Stat. 359, provided that: “This Act [amending section 227 of this title and enacting provisions set out as a note under section 227 of this title] may be cited as the ‘Junk Fax Prevention Act of 2005’.”

SHORT TITLE OF 2004 AMENDMENT

Pub. L. 108-435, § 1, Dec. 3, 2004, 118 Stat. 2615, provided that: “This Act [enacting and amending provisions set out as notes under section 151 of this title] may be cited as the ‘Internet Tax Nondiscrimination Act’.”

SHORT TITLE OF 2002 AMENDMENT

Pub. L. 107-195, § 1, June 19, 2002, 116 Stat. 715, provided that: “This Act [amending section 309 of this title, enacting provisions set out as notes under sections 309 and 337 of this title, amending provisions set out as a note under section 337 of this title, and repealing provisions set out as a note under section 309 of this title] may be cited as the ‘Auction Reform Act of 2002’.”

SHORT TITLE OF 2001 AMENDMENT

Pub. L. 107-75, § 1, Nov. 28, 2001, 115 Stat. 703, provided that: “This Act [amending provisions set out as a note under section 151 of this title] may be cited as the ‘Internet Tax Nondiscrimination Act’.”

SHORT TITLE OF 2000 AMENDMENT

Pub. L. 106-554, § 1(a)(4) [div. B, title XVII, § 1731], Dec. 21, 2000, 114 Stat. 2763, 2763A-350, provided that: “This subtitle [subtitle C (§§ 1731-1733) of title XVII of div. B of H.R. 5666, as enacted by section 1(a)(4) of Pub. L. 106-554, amending section 254 of this title and enacting provisions set out as a note under section 254 of this title] may be cited as the ‘Neighborhood Children’s Internet Protection Act’.”

SHORT TITLE OF 1999 AMENDMENTS

Pub. L. 106-113, div. B, § 1000(a)(9) [title V, § 5008(a)], Nov. 29, 1999, 113 Stat. 1536, 1501A-594, provided that: “This section [amending section 336 of this title and enacting provisions set out as a note under section 336 of this title] may be cited as the ‘Community Broadcasters Protection Act of 1999’.”

Pub. L. 106-81, § 1, Oct. 26, 1999, 113 Stat. 1286, provided that: “This Act [enacting sections 615 to 615b of this title, amending sections 222 and 251 of this title, and enacting provisions set out as a note under section 615 of this title] may be cited as the ‘Wireless Communications and Public Safety Act of 1999’.”