Jan. 8, 2002, 115 Stat. 2093; Pub. L. 110–385, title I,  $\S 103(a)$ , Oct. 10, 2008, 122 Stat. 4096, was transferred and is classified to section 1302 of this title.

# § 158. Application fees

# (a) Assessment and collection

The Commission shall assess and collect application fees at such rates as the Commission shall establish or at such modified rates as it shall establish pursuant to the provisions of subsection (b) of this section.

# (b) Review and adjustment of Schedule by Commission; notification to Congress; judicial review

- (1) The Schedule of Application Fees established under this section shall be reviewed by the Commission every two years after October 1, 1991, and adjusted by the Commission to reflect changes in the Consumer Price Index. Increases or decreases in application fees shall apply to all categories of application fees, except that individual fees shall not be adjusted until the increase or decrease, as determined by the net change in the Consumer Price Index since April 7. 1986, amounts to at least \$5.00 in the case of fees under \$100.00, or 5 percent in the case of fees of \$100.00 or more. All fees which require adjustment will be rounded upward to the next \$5.00 increment. The Commission shall transmit to the Congress notification of any such adjustment not later than 90 days before the effective date of such adjustment.
- (2) Increases or decreases in application fees made pursuant to this subsection shall not be subject to judicial review.

# (c) Additional application fee; assessment as penalty; amount; dismissal of application or other filing

- (1) The Commission shall prescribe by regulation an additional application fee which shall be assessed as a penalty for late payment of application fees required by subsection (a) of this section. Such penalty shall be 25 percent of the amount of the application fee which was not paid in a timely manner.
- (2) The Commission may dismiss any application or other filing for failure to pay in a timely manner any application fee or penalty under this section.

# (d) Inapplicability of application fees to certain radio services; waiver or deferment of payment

- (1) The application fees established under this section shall not be applicable (A) to governmental entities and nonprofit entities licensed in the following radio services: Local Government, Police, Fire, Highway Maintenance, Forestry-Conservation, Public Safety, and Special Emergency Radio, or (B) to governmental entities licensed in other services.
- (2) The Commission may waive or defer payment of an charge 1 in any specific instance for good cause shown, where such action would promote the public interest.

# (e) Deposit of moneys in general fund; reimbursement of United States for administration of chapter

Moneys received from application fees established under this section shall be deposited in the general fund of the Treasury to reimburse the United States for amounts appropriated for use by the Commission in carrying out its functions under this chapter.

# (f) Rules and regulations

The Commission shall prescribe appropriate rules and regulations to carry out the provisions of this section.

# (g) Schedule of Application Fees

Until modified pursuant to subsection (b) of this section, the Schedule of Application Fees which the Federal Communications Commission shall prescribe pursuant to subsection (a) of this section shall be as follows:

#### SCHEDULE OF APPLICATION FEES

Service Fee amount

#### PRIVATE RADIO SERVICES

1. Marine Coast Stations	
a. New License (per station)	\$70.00
b. Modification of License (per station)	70.00
c. Renewal of License (per station)	70.00
d. Special Temporary Authority (Initial,	
Modifications, Extensions)	100.00
e. Assignments (per station)	70.00
f. Transfers of Control (per station)	35.00
g. Request for Waiver	
(i) Routine (per request)	105.00
(ii) Non-Routine (per rule section/	
per station)	105.00
2. Ship Stations	
a. New License (per application)	35.00
b. Modification of License (per applica-	
tion)	35.00
c. Renewal of License (per application)	35.00
d. Request for Waiver	40= 00
(i) Routine (per request)	105.00
(ii) Non-Routine (per rule section/	105.00
per station)	105.00
3. Operational Fixed Microwave Stations	155.00
a. New License (per station)b. Modification of License (per station)	155.00 155.00
c. Renewal of License (per station)	155.00
d. Special Temporary Authority (Initial,	155.00
Modifications, Extensions)	35.00
e. Assignments (per station)	155.00
f. Transfers of Control (per station)	35.00
g. Request for Waiver	00.00
(i) Routine (per request)	105.00
(ii) Non-Routine (per rule section/	
per station)	105.00
4. Aviation (Ground Stations)	
a. New License (per station)	70.00
b. Modification of License (per station)	70.00
c. Renewal of License (per station)	70.00
d. Special Temporary Authority (Initial,	
Modifications, Extensions)	100.00
e. Assignments (per station)	70.00
f. Transfers of Control (per station)	35.00
g. Request for Waiver	
(i) Routine (per request)	105.00
(ii) Non-Routine (per rule section/	
per station)	105.00
5. Aircraft Stations	0= 00
a. New License (per application)	35.00
b. Modification of License (per applica-	05.00
tion)	35.00
c. Renewal of License (per application)	35.00
d. Request for Waiver	

<sup>&</sup>lt;sup>1</sup>So in original. Probably should be "an application fee".

(i) Routine (per request)	105.00	c. Modifications and Class II Permissive	
(ii) Non-Routine (per rule section/ per station)	105.00	Changesd. Request for Confidentiality	35.00 105.00
6. Land Mobile Radio Stations (including	105.00	2. Type Acceptance	105.00
Special Emergency and Public Safety		a. All Devices	370.00
Stations)		b. Modifications and Class II Permissive	
a. New License (per call sign)	35.00	Changes	35.00
<ul><li>b. Modification of License (per call sign)</li><li>c. Renewal of License (per call sign)</li></ul>	35.00 35.00	c. Request for Confidentiality	105.00
d. Special Temporary Authority (Initial,	00.00	a. With Testing (including Major Modi-	
Modifications, Extensions)	35.00	fications)	1,465.00
e. Assignments (per station)	35.00	b. Without Testing (including Minor	4=0.00
f. Transfers of Control (per call sign) g. Request for Waiver	35.00	Modifications)	170.00 $105.00$
(i) Routine (per request)	105.00	4. Notifications	115.00
(ii) Non-Routine (per rule section/		5. Advance Approval for Subscription TV	
per station)	105.00	System	2,255.00
h. Reinstatement (per call sign) i. Specialized Mobile Radio Systems-	35.00	a. Request for Confidentiality  6. Assignment of Grantee Code for Equip-	105.00
Base Stations		ment Identification	35.00
(i) New License (per call sign)	35.00	7. Experimental Radio Service	
(ii) Modification of License (per call	05.00	a. New Construction Permit and Station	05.00
sign) (iii) Renewal of License (per call	35.00	Authorization (per application) b. Modification to Existing Construction	35.00
sign)	35.00	Permit and Station Authoriza-	
(iv) Waiting List (annual application		tion (per application)	35.00
fee per application)	35.00	c. Renewal of Station Authorization	05.00
(v) Special Temporary Authority (Initial, Modifications, Exten-		(per application)	35.00
sions)	35.00	(per application)	35.00
(vi) Assignments (per call sign)	35.00	e. Special Temporary Authority (per ap-	
(vii) Transfers of Control (per call	05.00	plication)	35.00
sign)(viii) Request for Waiver	35.00	f. Additional Application Fee for Appli- cations Containing Requests to	
(1) Routine (per request)	105.00	Withhold Information From Pub-	
(2) Non-Routine (per rule sec-		lic Inspection (per application)	35.00
tion/per station)	105.00	MASS MEDIA SERVICES	
(ix) Reinstatements (per call sign) j. Private Carrier Licenses	35.00		
(i) New License (per call sign)	35.00	1. Commercial TV Stations a. New or Major Change Construction	
(ii) Modification of License (per call		Permits	2,535.00
sign)	35.00	b. Minor Change	565.00
(iii) Renewal of License (per call sign)	35.00	c. Hearing (Major/Minor Change, Com-	
(iv) Special Temporary Authority	55.00	parative New, or Comparative Renewal)	6,760.00
(Initial, Modifications, Exten-		d. License	170.00
sions)(v) Assignments (per call sign)	35.00 35.00	e. Assignment or Transfer	
(vi) Transfers of Control (per call	33.00	(i) Long Form (Forms 314/315) (ii) Short Form (Form 316)	565.00 80.00
sign)	35.00	f. Renewal	100.00
(vii) Request for Waiver		g. Call Sign (New or Modification)	55.00
(1) Routine (per request)	105.00	h. Special Temporary Authority (other	
tion/per station)	105.00	than to remain silent or extend an existing STA to remain silent)	100.00
(viii) Reinstatements (per call sign)	35.00	i. Extension of Time to Construct or Re-	100.00
7. General Mobile Radio Service	25.00	placement of CP	200.00
a. New License (per call sign)b. Modifications of License (per call	35.00	j. Permit to Deliver Programs to For-	55.00
sign)	35.00	eign Broadcast Stations k. Petition for Rulemaking for New	55.00
c. Renewal of License (per call sign)	35.00	Community of License	1,565.00
d. Request for Waiver	105.00	1. Ownership Report (per report)	35.00
(i) Routine (per request)(ii) Non-Routine (per rule section/	105.00	2. Commercial Radio Stations	
per station)	105.00	a. New and Major Change Construction Permit	
e. Special Temporary Authority (Initial,		(i) AM Station	2,255.00
Modifications, Extensions)	35.00	(ii) FM Station	2,030.00
f. Transfer of control (per call sign) 8. Restricted Radiotelephone Operator Per-	35.00	b. Minor Change (i) AM Station	565.00
mit	35.00	(ii) FM Station	565.00
9. Request for Duplicate Station License		c. Hearing (Major/Minor Change, Com-	555.00
(all services)	35.00	parative New, or Comparative Re-	
fications)	6,760.00	newal)	6,760.00
		d. License (i) AM	370.00
EQUIPMENT APPROVAL SERVICES/EXPERIMENTA	L RADIO	(ii) FM	115.00
1. Certification		(iii) AM Directional Antenna	425.00
a. Receivers (except TV and FM receivers)	285.00	(iv) FM Directional Antenna	355.00 35.00
b. All Other Devices	285.00 735.00	e. Assignment or Transfer	აა.სს

(i) Long Form (Forms 314/315)	565.00	9. Direct Broadcast Satellite	
(ii) Short Form (Form 316)	80.00	a. New or Major Change Construction	
f. Renewal	100.00 55.00	Permit (i) Application for Authorization to Construct a Direct Broadcast	
than to remain silent or extend	100.00	Satellite(ii) Issuance of Construction Permit	2,030.00
an existing STA to remain silent) i. Extension of Time to Construct or Re-	100.00	& Launch Authority	19,710.00
placement of CP	200.00	(iii) License to Operate Satellite	565.00
j. Permit to Deliver Programs to For- eign Broadcast Stations	55.00	b. Hearing (Comparative New, Major/ Minor Modifications, or Compara-	
k. Petition for Rulemaking for New	00.00	tive Renewal)	6,760.00
Community of License or Higher Class Channel	1,565.00	c. Special Temporary Authority (other than to remain silent or extend	
1. Ownership Report (per report)	35.00	an existing STA to remain silent)	100.00
3. FM Translators		COMMON CARRIER SERVICES	
a. New or Major Change Construction Permit	425.00	1. All Common Carrier Services	
b. License	85.00	a. Hearing (Comparative New or Major/	
c. Assignment or Transfer	80.00 35.00	Minor Modifications)b. Development Authority Same	6,760.00
d. Renewale. Special Temporary Authority (other	55.00	application fee as regular author-	
than to remain silent or extend		ity in service unless otherwise in- dicated	
an existing STA to remain silent) 4. TV Translators and LPTV Stations	100.00	c. Formal Complaints and Pole Attach-	
a. New or Major Change Construction		ment Complaints Filing Fee	120.00
Permit	425.00	d. Proceeding under section 1008(b) of this title	5,000
b. Licensec. Assignment or Transfer	85.00 80.00	2. Domestic Public Land Mobile Stations	0,000
d. Renewal	35.00	(includes Base, Dispatch, Control & Repeater Stations)	
e. Special Temporary Authority (other than to remain silent or extend		a. New or Additional Facility (per trans-	
an existing STA to remain silent)	100.00	mitter) b. Major Modifications (per transmitter)	230.00 $230.00$
5. Auxiliary Services (Includes Remote Pickup stations, TV Auxiliary Broad-		c. Fill In Transmitters (per transmitter)	230.00
cast stations, Aural Broadcast STL		d. Major Amendment to a Pending Ap-	222.00
and Intercity Relay stations, and		plication (per transmitter) e. Assignment or Transfer	230.00
Low Power Auxiliary stations) a. Major Actions	85.00	(i) First Call Sign on Application	230.00
b. Renewals	35.00	(ii) Each Additional Call Sign f. Partial Assignment (per call sign)	35.00 $230.00$
c. Special Temporary Authority (other than to remain silent or extend		g. Renewal (per call sign)	35.00
an existing STA to remain silent)	100.00	h. Minor Modification (per transmitter)	35.00
6. FM/TV Boosters		i. Special Temporary Authority (per frequency/per location)	200.00
a. New and Major Change Construction Permits	425.00	j. Extension of Time to Construct (per	05.00
b. License	85.00	application)k. Notice of Completion of Construction	35.00
c. Special Temporary Authority (other than to remain silent or extend		(per application)	35.00
an existing STA to remain silent)	100.00	1. Auxiliary Test Station (per transmit- ter)	200.00
7. International Broadcast Station		m. Subsidiary Communications Service	200.00
a. New Construction Permit and Facili- ties Change CP	1,705.00	(per request)	100.00
b. License	385.00	n. Reinstatement (per application) o. Combining Call Signs (per call sign)	35.00 $200.00$
c. Assignment or Transfer (per station) d. Renewal	60.00 95.00	p. Standby Transmitter (per transmit-	200.00
e. Frequency Assignment and Coordina-	00.00	ter/per location) q. 900 MHz Nationwide Paging	200.00
tion (per frequency hour)	35.00	(i) Renewal	
than to remain silent or extend		(1) Network Organizer(2) Network Operator (per opera-	35.00
an existing STA to remain silent)	100.00	tor/per city)	35.00
8. Cable Television Service a. Cable Television Relay Service		r. Air-Ground Individual License (per station)	
(i) Construction Permit	155.00	(i) Initial License	35.00
(ii) Assignment or Transfer (iii) Renewal	155.00 155.00	(ii) Renewal of License	35.00
(iv) Modification	155.00	(iii) Modification of License	35.00
(v) Special Temporary Authority		a. New or Additional Facilities	230.00
(other than to remain silent or extend an existing STA to		b. Major Modification c. Minor Modification	230.00 60.00
remain silent)	100.00	d. Assignment or Transfer (including	
b. Cable Special Relief Petition c. 76.12 Registration Statement (per	790.00	partial)e. License to Cover Construction	230.00
statement)	35.00	(i) Initial License for Wireline Car-	
d. Aeronautical Frequency Usage Notifi-		rier	595.00
cations (per notice)e. Aeronautical Frequency Usage Waiv-	35.00	(ii) Subsequent License for Wireline Carrier	60.00
ers (per waiver)	35.00	(iii) License for Nonwireline Carrier	60.00

	(iv) Fill In License (all carriers)	60.00	g. Special Temporary Authority or Re-	
	f. Renewal	35.00	quest for Waiver of Prior Con-	
	g. Extension of Time to Complete Con-	0= 00	struction Authorization (per re-	70.00
	struction	35.00	quest)	70.00
	h. Special Temporary Authority (per system)	200.00	ing multichannel MDS)	
	i. Combining Cellular Geographic Serv-	200.00	a. Conditional License (per station)	155.00
	ice Areas (per system)	50.00	b. Major Modification of Conditional Li-	100.00
4	Rural Radio (includes Central Office,	00.00	cense or License Authorization	
	Interoffice, or Relay Facilities)		(per station)	155.00
	a. New or Additional Facility (per trans-		c. Certification of Completion of Con-	
	mitter)	105.00	struction (per channel)	455.00
	b. Major Modification (per transmitter)	105.00	d. Renewal (per licensed station)	155.00
	c. Major Amendment to Pending Appli-		e. Assignment or Transfer	FF 00
	cation (per transmitter)	105.00	(i) First Station on Application (ii) Each Additional Station	55.00 35.00
	d. Minor Modification (per transmitter)	35.00	f. Extension of Construction Authoriza-	35.00
	e. Assignments or Transfers	405.00	tion (per station)	110.00
	(i) First Call Sign on Application	105.00	g. Special Temporary Authority or Re-	110.00
	(ii) Each Additional Call Sign	35.00	quest for Waiver of Prior Con-	
	(iii) Partial Assignment (per call sign)	105.00	struction Authorization (per re-	
	f. Renewal (per call sign)	35.00	quest)	70.00
	g. Extension of Time to Complete Con-	33.00	8. Digital Electronic Message Service	
	struction (per application)	35.00	a. Conditional License (per nodal sta-	155.00
	h. Notice of Completion of Construction		tion)	155.00
	(per application)	35.00	b. Modification of Conditional License or License Authorization (per	
	i. Special Temporary Authority (per fre-		nodal station)	155.00
	quency/per location)	200.00	c. Certification of Completion of Con-	100.00
	j. Reinstatement (per application)	35.00	struction (per nodal station)	155.00
	k. Combining Call Signs (per call sign)	200.00	d. Renewal (per licensed nodal station)	155.00
	1. Auxiliary Test Station (per transmit-	200.00	e. Assignment or Transfer	
	ter)	200.00	(i) First Station on Application	55.00
	m. Standby Transmitter (per transmit-	000.00	(ii) Each Additional Station	35.00
5	ter/per location)	200.00	f. Extension of Construction Authoriza-	55.00
э.	Offshore Radio Service (Mobile, Sub- scriber, and Central Stations; fees		tion (per station)	55.00
	would also apply to any expansion of		g. Special Temporary Authority or Request for Waiver of Prior Con-	
	this service into coastal waters other		struction Authorization (per re-	
	than the Gulf of Mexico)		quest)	70.00
	a. New or Additional Facility (per trans-		9. International Fixed Public Radio (Public	
	mitter)	105.00	and Control Stations)	
	b. Major Modifications (per transmitter)	105.00	a. Initial Construction Permit (per sta-	
	c. Fill In Transmitters (per transmitter)	105.00	tion)	510.00
	d. Major Amendment to Pending Appli-	105.00	b. Assignment or Transfer (per applica-	F10.00
	cation (per transmitter)	105.00	tion)	510.00 370.00
	e. Minor Modification (per transmitter) f. Assignment or Transfer	35.00	c. Renewal (per license)	370.00
	(i) Each Additional Call Sign	35.00	e. Extension of Construction Authoriza-	370.00
	(ii) Partial Assignment (per call	33.00	tion (per station)	185.00
	sign)	105.00	f. Special Temporary Authority or Re-	
	g. Renewal (per call sign)	35.00	quest for Waiver (per request)	185.00
	h. Extension of Time to Complete Con-		10. Fixed Satellite Transmit/Receive Earth	
	struction (per application)	35.00	Stations	
	i. Reinstatement (per application)	35.00	a. Initial Application (per station)	1,525.00
	j. Notice of Completion of Construction		<ul><li>b. Modification of License (per station)</li><li>c. Assignment or Transfer</li></ul>	105.00
	(per application)	35.00	(i) First Station on Application	300.00
	k. Special Temporary Authority (per		(ii) Each Additional Station	100.00
	frequency/per location)	200.00	d. Developmental Station (per station)	1,000.00
	1. Combining Call Signs (per call sign)	200.00	e. Renewal of License (per station)	105.00
	m. Auxiliary Test Station (per trans-	200.00	f. Special Temporary Authority or	
	n. Standby Transmitter (per transmit-	200.00	Waivers of Prior Construction	
	ter/per location)	200.00	Authorization (per request)	105.00
6	Point-to-Point Microwave and Local	200.00	g. Amendment of Application (per sta-	105.00
٠.	Television Radio Service		tion)h. Extension of Construction Permit	105.00
	a. Conditional License (per station)	155.00	(per station)	105.00
	b. Major Modification of Conditional Li-		11. Small Transmit/Receive Earth Stations	200.00
	cense or License Authorization		(2 meters or less and operating in the	
	(per station)	155.00	4/6 GHz frequency band)	
	c. Certification of Completion of Con-	155.00	a. Lead Application	3,380.00
	struction (per station)	155.00	b. Routine Application (per station)	35.00
	d. Renewal (per licensed station) e. Assignment or Transfer	155.00	c. Modification of License (per station)	105.00
		55.00	d. Assignment or Transfer	300.00
		00.00	(i) First Station on Application	auu 00
	(i) First Station on Application (ii) Each Additional Station	35.00		
	(ii) Each Additional Station	35.00	(ii) Each Additional Station	35.00
		35.00 55.00		

or Consist Management And haviter and		. Determine of Country time Demoit	
g. Special Temporary Authority or Waivers of Prior Construction		g. Extension of Construction Permit/ Launch Authorization (per re-	
Authorization (per request)	105.00	quest)	500.00
h. Amendment of Application (per sta-	100.00	17. Section 214 Applications	000.00
tion)	105.00	a. Overseas Cable Construction	9,125.00
i. Extension of Construction Permit (per		b. Cable Landing License	-,
station)	105.00	(i) Common Carrier	1,025.00
12. Receive Only Earth Stations		(ii) Non-Common Carrier	10,150.00
a. Initial Application for Registration	230.00	c. Domestic Cable Construction	610.00
b. Modification of License or Registra-		d. All Other 214 Applications	610.00
tion (per station)	105.00	e. Special Temporary Authority (all	210.00
c. Assignment or Transfer	000.00	services)	610.00
(i) First Station on Application	300.00	•	610.00
(ii) Each Additional Station	100.00 $105.00$	ices)	610.00
d. Renewal of License (per station) e. Amendment of Application (per sta-	105.00	(per application)	610.00
tion)	105.00	19. Telephone Equipment Registration	155.00
f. Extension of Construction Permit (per	100.00	20. Tariff Filings	100.00
station)	105.00	a. Filing Fee	490.00
g. Waivers (per request)	105.00	b. Special Permission Filing (per filing)	490.00
13. Very Small Aperture Terminal (VSAT)		21. Accounting and Audits	
Systems		a. Field Audit	62,290.00
a. Initial Application (per system)	5,630.00	b. Review of Attest Audit	34,000.00
b. Modification of License (per system)	105.00	c. Review of Depreciation Update Study	
c. Assignment or Transfer of System	1,505.00	(Single State)	20,685.00
d. Developmental Station	1,000.00	(i) Each Additional State	680.00
e. Renewal of License (per system)	105.00	d. Interpretation of Accounting Rules	
f. Special Temporary Authority or		(per request)	2,885.00
Waivers of Prior Construction		e. Petition for Waiver (per petition)	4,660.00
Authorization (per request)	105.00	22. Low-Earth Orbit Satellite Systems	
g. Amendment of Application (per sys-	40= 00	a. Application for Authority to Con-	
tem)	105.00	struct (per system of technology identical satellites)	0.000.00
h. Extension of Construction Permit	105.00		6,000.00
(per system)	105.00	b. Application for Authority to Launch and Operate (per system of tech-	
a. Initial Application of Blanket Au-		nologically identical satellites)	210,000.00
thorization	5,630.00	c. Assignment or Transfer (per request)	6,000.00
b. Initial Application for Individual	5,050.00	d. Modification (per request)	15,000.00
Earth Station	1,350.00	e. Special Temporary Authority or	10,000.00
c. Modification of License (per system)	105.00	Waiver of Prior Construction Au-	
d. Assignment or Transfer (per system)	1,505.00	thorization (per request)	1,500.00
e. Developmental Station	1,000.00	f. Amendment of Application (per re-	_,
f. Renewal of License (per system)	105.00	quest)	3,000.00
g. Special Temporary Authority or		g. Extension of Construction Permit/	-,
Waivers of Prior Construction		Launch Authorization (per re-	
Authorization (per request)	105.00	quest)	1,500.00
h. Amendment of Application (per sys-		MISCELLANEOUS APPLICATION FEES	
tem)	105.00	MISCELLANEOUS AFFLICATION FEES	
i. Extension of Construction Permit (per		1. International Telecommunications Set-	
system)	105.00	tlements Administrative Fee for Col-	
15. Radio determination Satellite Earth		lections (per line item)	2.00
Stations		2. Radio Operator Examinations	
a. Initial Application of Blanket Au-	F 000 00	a. Commercial Radio Operator Examina-	05.00
thorization	5,630.00	tion	35.00
b. Initial Application for Individual	1 050 00	b. Renewal of Commercial Radio Opera-	
Earth Station	1,350.00 105.00	tor License, Permit, or Certifi-	95.00
d. Assignment or Transfer (per system)	1,505.00	c. Duplicate or Replacement Commer-	35.00
e. Developmental Station	1,000.00	cial Radio Operator License, Per-	
f. Renewal of License (per system)	105.00	mit, or Certificate	35.00
g. Special Temporary Authority or	100.00	3. Ship Inspections	55.00
Waivers of Prior Construction		a. Inspection of Oceangoing Vessels	
Authorization (per request)	105.00	Under Title III, Part II of the	
h. Amendment of Application (per sys-		Communications Act (per inspec-	
tem)	105.00	tion)	620.00
i. Extension of Construction Permit (per		b. Inspection of Passenger Vessels Under	
system)	105.00	Title III, Part III of the Commu-	
16. Space Stations		nications Act (per inspection)	320.00
a. Application for Authority to Con-		c. Inspection of Vessels Under the Great	
struct	2,030.00	Lakes Agreement (per inspection)	75.00
b. Application for Authority to Launch		d. Inspection of Foreign Vessels Under	
& Operate	<b>F</b> 0.000.00	the Safety of Life at Sea (SOLAS)	
(i) Initial Application	70,000.00	Convention (per inspection)	540.00
(ii) Replacement Satellite	70,000.00	e. Temporary Waiver for Compulsorily	22.25
c. Assignment or Transfer (per satellite)	5,000.00	Equipped Vessel	60.00
d. Modification e. Special Temporary Authority or	5,000.00	(June 19, 1934, ch. 652, title I, §8, as ad	ded Pub.
Waiver of Prior Construction Au-		L. 99-272, title V, §5002(e), Apr. 7, 1986,	
thorization (per request)	500.00	118; amended Pub. L. 100–594, §5, Nov. 3,	
f. Amendment of Application	1,000.00	Stat. 3021; Pub. L. 101–239, title III, § 300	
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Dec. 19, 1989, 103 Stat. 2124, 2131; Pub. L. 102–538, title II, §209, Oct. 27, 1992, 106 Stat. 3544; Pub. L. 103–66, title VI, §6003(a)(2), Aug. 10, 1993, 107 Stat. 401; Pub. L. 103–414, title III, §§302, 303(a)(3), (4), Oct. 25, 1994, 108 Stat. 4294.)

# REFERENCES IN TEXT

This chapter, referred to in subsec. (e), 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.

Parts II and III of title III of the Communications Act, referred to in subsec. (g), mean parts II and III of title III of the Communications Act of 1934 which are classified to parts II (§351 et seq.) and III (§381 et seq.), respectively, of subchapter III of this chapter.

#### AMENDMENTS

1994—Subsec. (d)(2). Pub. L. 103-414, \$303(a)(3), substituted "payment of an" for "payment of a".

Subsec. (g). Pub. L. 103-414, §303(a)(4), substituted "Additional Application Fee" for "Additional Charge" in item 7.f. under heading "EQUIPMENT APPROVAL SERVICES/EXPERIMENTAL RADIO" in Schedule of Application

Pub. L. 103-414, §302, added item 1.d. under heading "COMMON CARRIER SERVICES" in Schedule of Application Fees.

1993—Pub. L. 103-66, §6003(a)(2)(A), substituted "Application fees" for "Charges" as section catchline.

Subsecs. (a) to (e). Pub. L. 103-66, 6003(a)(2)(B)-(D), substituted "application fees" for "charges" and "Schedule of Application Fees" for "Schedule of Charges" wherever appearing, and substituted "application fee" for "charge" in subsec. (c).

Subsec. (g). Pub. L. 103-66, §6003(a)(2)(D), in text substituted "Schedule of Application Fees" for "Schedule of Charges".

Pub. L. 103–66, \$6003(a)(2)(E), which directed amendment of schedule by substituting "SCHEDULE OF APPLICATION FEES" for "SCHEDULE OF CHARGES", "APPLICATION FEES" for "CHARGES", "application fee" for "charge", and "Application fees" for "Charges" was executed by substituting "SCHEDULE OF APPLICATION FEES" for "SCHEDULE OF CHARGES" in heading, "MISCELLANEOUS APPLICATION FEES" for "MISCELLANEOUS CHARGES" in last subheading, and "application fee" for "charge" in two places in text of schedule, to reflect probable intent of Congress.

1992—Subsec. (g). Pub. L. 102–538 in Schedule of Charges added twenty-second category, relating to Low-Earth Orbit Satellite Systems, under heading "COMMON CARRIER SERVICES", and substituted "75.00" for "360.00" in item 3.c., relating to inspection of vessels under the Great Lakes Agreement, under heading "MISCELLANEOUS CHARGES".

1989—Subsec. (a). Pub. L. 101–239, §3001(b)(1), struck out at end "The Schedule of Charges established under this subsection shall be implemented not later than 360 days after April 7, 1986."

Subsec. (b)(1). Pub. L. 101-239, §3001(b)(2), substituted "October 1, 1991" for "April 1, 1987".

Subsec. (d)(1). Pub. L. 101–239, §3001(b)(3), substituted "(A) to governmental entities and nonprofit entities licensed in the following radio services:" for "to the following radio services:" and inserted "(B)" after "Emergency Radio, or".

Subsec. (g). Pub. L. 101–239, §3001(a), added subsec. (g). 1988—Subsec. (b)(1). Pub. L. 100–594 substituted "two years after April 1, 1987," for "two years after April 7, 1986,".

# EFFECTIVE DATE OF 1989 AMENDMENT

Pub. L. 101–239, title III, §3001(c), Dec. 19, 1989, 103 Stat. 2131, provided that: "The amendments made by this section [amending this section] shall take effect on

the date of enactment of this Act [Dec. 19, 1989], and the Schedule of Charges required by the amendment made by subsection (a) of this section shall be implemented not later than 150 days after the date of enactment of this Act."

# SCHEDULE OF CHARGES

Section 5002(f) of Pub. L. 99–272 established the Schedule of Charges which the Federal Communications Commission is required to prescribe pursuant to subsec. (a) of this section. See subsec. (g) of this section as added by Pub. L. 101–239.

# § 159. Regulatory fees

# (a) General authority

# (1) Recovery of costs

The Commission, in accordance with this section, shall assess and collect regulatory fees to recover the costs of the following regulatory activities of the Commission: enforcement activities, policy and rulemaking activities, user information services, and international activities.

### (2) Fees contingent on appropriations

The fees described in paragraph (1) of this subsection shall be collected only if, and only in the total amounts, required in Appropriations Acts.

# (b) Establishment and adjustment of regulatory fees

# (1) In general

The fees assessed under subsection (a) of this section shall—

- (A) be derived by determining the full-time equivalent number of employees performing the activities described in subsection (a) of this section within the Private Radio Bureau, Mass Media Bureau, Common Carrier Bureau, and other offices of the Commission, adjusted to take into account factors that are reasonably related to the benefits provided to the payor of the fee by the Commission's activities, including such factors as service area coverage, shared use versus exclusive use, and other factors that the Commission determines are necessary in the public interest;
- (B) be established at amounts that will result in collection, during each fiscal year, of an amount that can reasonably be expected to equal the amount appropriated for such fiscal year for the performance of the activities described in subsection (a) of this section; and
- (C) until adjusted or amended by the Commission pursuant to paragraph (2) or (3), be the fees established by the Schedule of Regulatory Fees in subsection (g) of this section.

# (2) Mandatory adjustment of schedule

For any fiscal year after fiscal year 1994, the Commission shall, by rule, revise the Schedule of Regulatory Fees by proportionate increases or decreases to reflect, in accordance with paragraph (1)(B), changes in the amount appropriated for the performance of the activities described in subsection (a) of this section for such fiscal year. Such proportionate increases or decreases shall—

(A) be adjusted to reflect, within the overall amounts described in appropriations Acts