

and services to the public. Any person or party (other than the Commission) who opposes a new technology or service proposed to be permitted under this chapter shall have the burden to demonstrate that such proposal is inconsistent with the public interest.

(b) The Commission shall determine whether any new technology or service proposed in a petition or application is in the public interest within one year after such petition or application is filed. If the Commission initiates its own proceeding for a new technology or service, such proceeding shall be completed within 12 months after it is initiated.

(June 19, 1934, ch. 652, title I, §7, as added Pub. L. 98-214, §12, Dec. 8, 1983, 97 Stat. 1471; amended Pub. L. 103-414, title III, §304(a)(1), Oct. 25, 1994, 108 Stat. 4296.)

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.

AMENDMENTS

1994—Subsec. (b). Pub. L. 103-414 struck out "or twelve months after December 8, 1983, if later" after "petition or application is filed" and after "12 months after it is initiated".

ADVANCED TELECOMMUNICATIONS INCENTIVES

Pub. L. 104-104, title VII, §706, Feb. 8, 1996, 110 Stat. 153, as amended by Pub. L. 107-110, title X, §1076(gg), Jan. 8, 2002, 115 Stat. 2093; Pub. L. 110-385, title I, §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<sup>1</sup> 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

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

c. Renewal of License (per application)	35.00	(iv) Special Temporary Authority (Initial, Modifications, Extensions)	35.00
d. Request for Waiver		(v) Assignments (per call sign)	35.00
(i) Routine (per request)	105.00	(vi) Transfers of Control (per call sign)	35.00
(ii) Non-Routine (per rule section/per station)	105.00	(vii) Request for Waiver	
3. Operational Fixed Microwave Stations		(1) Routine (per request)	105.00
a. New License (per station)	155.00	(2) Non-Routine (per rule section/per station)	105.00
b. Modification of License (per station)	155.00	(viii) Reinstatements (per call sign)	35.00
c. Renewal of License (per station)	155.00	7. General Mobile Radio Service	
d. Special Temporary Authority (Initial, Modifications, Extensions)	35.00	a. New License (per call sign)	35.00
e. Assignments (per station)	155.00	b. Modifications of License (per call sign)	35.00
f. Transfers of Control (per station)	35.00	c. Renewal of License (per call sign)	35.00
g. Request for Waiver		d. Request for Waiver	
(i) Routine (per request)	105.00	(i) Routine (per request)	105.00
(ii) Non-Routine (per rule section/per station)	105.00	(ii) Non-Routine (per rule section/per station)	105.00
4. Aviation (Ground Stations)		e. Special Temporary Authority (Initial, Modifications, Extensions)	35.00
a. New License (per station)	70.00	f. Transfer of control (per call sign)	35.00
b. Modification of License (per station)	70.00	8. Restricted Radiotelephone Operator Permit	35.00
c. Renewal of License (per station)	70.00	9. Request for Duplicate Station License (all services)	35.00
d. Special Temporary Authority (Initial, Modifications, Extensions)	100.00	10. Hearing (Comparative, New, and Modifications)	6,760.00
e. Assignments (per station)	70.00		
f. Transfers of Control (per station)	35.00	EQUIPMENT APPROVAL SERVICES/EXPERIMENTAL RADIO	
g. Request for Waiver		1. Certification	
(i) Routine (per request)	105.00	a. Receivers (except TV and FM receivers)	285.00
(ii) Non-Routine (per rule section/per station)	105.00	b. All Other Devices	735.00
5. Aircraft Stations		c. Modifications and Class II Permissive Changes	35.00
a. New License (per application)	35.00	d. Request for Confidentiality	105.00
b. Modification of License (per application)	35.00	2. Type Acceptance	
c. Renewal of License (per application)	35.00	a. All Devices	370.00
d. Request for Waiver		b. Modifications and Class II Permissive Changes	35.00
(i) Routine (per request)	105.00	c. Request for Confidentiality	105.00
(ii) Non-Routine (per rule section/per station)	105.00	3. Type Approval (all devices)	
6. Land Mobile Radio Stations (including Special Emergency and Public Safety Stations)		a. With Testing (including Major Modifications)	1,465.00
a. New License (per call sign)	35.00	b. Without Testing (including Minor Modifications)	170.00
b. Modification of License (per call sign)	35.00	c. Request for Confidentiality	105.00
c. Renewal of License (per call sign)	35.00	4. Notifications	115.00
d. Special Temporary Authority (Initial, Modifications, Extensions)	35.00	5. Advance Approval for Subscription TV System	2,255.00
e. Assignments (per station)	35.00	a. Request for Confidentiality	105.00
f. Transfers of Control (per call sign)	35.00	6. Assignment of Grantee Code for Equipment Identification	35.00
g. Request for Waiver		7. Experimental Radio Service	
(i) Routine (per request)	105.00	a. New Construction Permit and Station Authorization (per application)	35.00
(ii) Non-Routine (per rule section/per station)	105.00	b. Modification to Existing Construction Permit and Station Authorization (per application)	35.00
h. Reinstatement (per call sign)	35.00	c. Renewal of Station Authorization (per application)	35.00
i. Specialized Mobile Radio Systems-Base Stations		d. Assignment or Transfer of Control (per application)	35.00
(i) New License (per call sign)	35.00	e. Special Temporary Authority (per application)	35.00
(ii) Modification of License (per call sign)	35.00	f. Additional Application Fee for Applications Containing Requests to Withhold Information From Public Inspection (per application)	35.00
(iii) Renewal of License (per call sign)	35.00		
(iv) Waiting List (annual application fee per application)	35.00	MASS MEDIA SERVICES	
(v) Special Temporary Authority (Initial, Modifications, Extensions)	35.00	1. Commercial TV Stations	
(vi) Assignments (per call sign)	35.00	a. New or Major Change Construction Permits	2,535.00
(vii) Transfers of Control (per call sign)	35.00	b. Minor Change	565.00
(viii) Request for Waiver		c. Hearing (Major/Minor Change, Comparative New, or Comparative Renewal)	6,760.00
(1) Routine (per request)	105.00		
(2) Non-Routine (per rule section/per station)	105.00		
(ix) Reinstatements (per call sign)	35.00		
j. Private Carrier Licenses			
(i) New License (per call sign)	35.00		
(ii) Modification of License (per call sign)	35.00		
(iii) Renewal of License (per call sign)	35.00		



k. Notice of Completion of Construction (per application) .....	35.00	(ii) Partial Assignment (per call sign) .....	105.00
l. Auxiliary Test Station (per transmitter) .....	200.00	g. Renewal (per call sign) .....	35.00
m. Subsidiary Communications Service (per request) .....	100.00	h. Extension of Time to Complete Construction (per application) .....	35.00
n. Reinstatement (per application) .....	35.00	i. Reinstatement (per application) .....	35.00
o. Combining Call Signs (per call sign) .....	200.00	j. Notice of Completion of Construction (per application) .....	35.00
p. Standby Transmitter (per transmitter/per location) .....	200.00	k. Special Temporary Authority (per frequency/per location) .....	200.00
q. 900 MHz Nationwide Paging		l. Combining Call Signs (per call sign) .....	200.00
(i) Renewal		m. Auxiliary Test Station (per transmitter) .....	200.00
(1) Network Organizer .....	35.00	n. Standby Transmitter (per transmitter/per location) .....	200.00
(2) Network Operator (per operator/per city) .....	35.00	6. Point-to-Point Microwave and Local Television Radio Service	
r. Air-Ground Individual License (per station)		a. Conditional License (per station) .....	155.00
(i) Initial License .....	35.00	b. Major Modification of Conditional License or License Authorization (per station) .....	155.00
(ii) Renewal of License .....	35.00	c. Certification of Completion of Construction (per station) .....	155.00
(iii) Modification of License .....	35.00	d. Renewal (per licensed station) .....	155.00
3. Cellular Systems (per system)		e. Assignment or Transfer	
a. New or Additional Facilities .....	230.00	(i) First Station on Application .....	55.00
b. Major Modification .....	230.00	(ii) Each Additional Station .....	35.00
c. Minor Modification .....	60.00	f. Extension of Construction Authorization (per station) .....	55.00
d. Assignment or Transfer (including partial) .....	230.00	g. Special Temporary Authority or Request for Waiver of Prior Construction Authorization (per request) .....	70.00
e. License to Cover Construction		7. Multipoint Distribution Service (including multichannel MDS)	
(i) Initial License for Wireline Carrier .....	595.00	a. Conditional License (per station) .....	155.00
(ii) Subsequent License for Wireline Carrier .....	60.00	b. Major Modification of Conditional License or License Authorization (per station) .....	155.00
(iii) License for Nonwireline Carrier .....	60.00	c. Certification of Completion of Construction (per channel) .....	455.00
(iv) Fill In License (all carriers) .....	60.00	d. Renewal (per licensed station) .....	155.00
f. Renewal .....	35.00	e. Assignment or Transfer	
g. Extension of Time to Complete Construction .....	35.00	(i) First Station on Application .....	55.00
h. Special Temporary Authority (per system) .....	200.00	(ii) Each Additional Station .....	35.00
i. Combining Cellular Geographic Service Areas (per system) .....	50.00	f. Extension of Construction Authorization (per station) .....	110.00
4. Rural Radio (includes Central Office, Interoffice, or Relay Facilities)		g. Special Temporary Authority or Request for Waiver of Prior Construction Authorization (per request) .....	70.00
a. New or Additional Facility (per transmitter) .....	105.00	8. Digital Electronic Message Service	
b. Major Modification (per transmitter) .....	105.00	a. Conditional License (per nodal station) .....	155.00
c. Major Amendment to Pending Application (per transmitter) .....	105.00	b. Modification of Conditional License or License Authorization (per nodal station) .....	155.00
d. Minor Modification (per transmitter) .....	35.00	c. Certification of Completion of Construction (per nodal station) .....	155.00
e. Assignments or Transfers		d. Renewal (per licensed nodal station) .....	155.00
(i) First Call Sign on Application .....	105.00	e. Assignment or Transfer	
(ii) Each Additional Call Sign .....	35.00	(i) First Station on Application .....	55.00
(iii) Partial Assignment (per call sign) .....	105.00	(ii) Each Additional Station .....	35.00
f. Renewal (per call sign) .....	35.00	f. Extension of Construction Authorization (per station) .....	55.00
g. Extension of Time to Complete Construction (per application) .....	35.00	g. Special Temporary Authority or Request for Waiver of Prior Construction Authorization (per request) .....	70.00
h. Notice of Completion of Construction (per application) .....	35.00	9. International Fixed Public Radio (Public and Control Stations)	
i. Special Temporary Authority (per frequency/per location) .....	200.00	a. Initial Construction Permit (per station) .....	510.00
j. Reinstatement (per application) .....	35.00	b. Assignment or Transfer (per application) .....	510.00
k. Combining Call Signs (per call sign) .....	200.00	c. Renewal (per license) .....	370.00
l. Auxiliary Test Station (per transmitter) .....	200.00	d. Modification (per station) .....	370.00
m. Standby Transmitter (per transmitter/per location) .....	200.00	e. Extension of Construction Authorization (per station) .....	185.00
5. Offshore Radio Service (Mobile, Subscriber, and Central Stations; fees would also apply to any expansion of this service into coastal waters other than the Gulf of Mexico)			
a. New or Additional Facility (per transmitter) .....	105.00		
b. Major Modifications (per transmitter) .....	105.00		
c. Fill In Transmitters (per transmitter) .....	105.00		
d. Major Amendment to Pending Application (per transmitter) .....	105.00		
e. Minor Modification (per transmitter) .....	35.00		
f. Assignment or Transfer			
(i) Each Additional Call Sign .....	35.00		

f. Special Temporary Authority or Request for Waiver (per request) .....	185.00	15. Radio determination Satellite Earth Stations	
10. Fixed Satellite Transmit/Receive Earth Stations		a. Initial Application of Blanket Authorization .....	5,630.00
a. Initial Application (per station) .....	1,525.00	b. Initial Application for Individual Earth Station .....	1,350.00
b. Modification of License (per station) .....	105.00	c. Modification of License (per system) .....	105.00
c. Assignment or Transfer		d. Assignment or Transfer (per system) .....	1,505.00
(i) First Station on Application .....	300.00	e. Developmental Station .....	1,000.00
(ii) Each Additional Station .....	100.00	f. Renewal of License (per system) .....	105.00
d. Developmental Station (per station) .....	1,000.00	g. Special Temporary Authority or Waivers of Prior Construction Authorization (per request) .....	105.00
e. Renewal of License (per station) .....	105.00	h. Amendment of Application (per system) .....	105.00
f. Special Temporary Authority or Waivers of Prior Construction Authorization (per request) .....	105.00	i. Extension of Construction Permit (per system) .....	105.00
g. Amendment of Application (per station) .....	105.00	16. Space Stations	
h. Extension of Construction Permit (per station) .....	105.00	a. Application for Authority to Construct .....	2,030.00
11. Small Transmit/Receive Earth Stations (2 meters or less and operating in the 4/6 GHz frequency band)		b. Application for Authority to Launch & Operate	
a. Lead Application .....	3,380.00	(i) Initial Application .....	70,000.00
b. Routine Application (per station) .....	35.00	(ii) Replacement Satellite .....	70,000.00
c. Modification of License (per station) .....	105.00	c. Assignment or Transfer (per satellite) .....	5,000.00
d. Assignment or Transfer		d. Modification .....	5,000.00
(i) First Station on Application .....	300.00	e. Special Temporary Authority or Waiver of Prior Construction Authorization (per request) .....	500.00
(ii) Each Additional Station .....	35.00	f. Amendment of Application .....	1,000.00
e. Developmental Station (per station) .....	1,000.00	g. Extension of Construction Permit/Launch Authorization (per request) .....	500.00
f. Renewal of License (per station) .....	105.00	17. Section 214 Applications	
g. Special Temporary Authority or Waivers of Prior Construction Authorization (per request) .....	105.00	a. Overseas Cable Construction .....	9,125.00
h. Amendment of Application (per station) .....	105.00	b. Cable Landing License	
i. Extension of Construction Permit (per 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 Registration (per station) .....	105.00	d. All Other 214 Applications .....	610.00
c. Assignment or Transfer		e. Special Temporary Authority (all services) .....	610.00
(i) First Station on Application .....	300.00	f. Assignments or Transfers (all services) .....	610.00
(ii) Each Additional Station .....	100.00	18. Recognized Private Operating Status (per application) .....	610.00
d. Renewal of License (per station) .....	105.00	19. Telephone Equipment Registration .....	155.00
e. Amendment of Application (per station) .....	105.00	20. Tariff Filings	
f. Extension of Construction Permit (per 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) Systems		21. Accounting and Audits	
a. Initial Application (per system) .....	5,630.00	a. Field Audit .....	62,290.00
b. Modification of License (per system) .....	105.00	b. Review of Attest Audit .....	34,000.00
c. Assignment or Transfer of System .....	1,505.00	c. Review of Depreciation Update Study (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 (per request) .....	2,885.00
f. Special Temporary Authority or Waivers of Prior Construction Authorization (per request) .....	105.00	e. Petition for Waiver (per petition) .....	4,660.00
g. Amendment of Application (per system) .....	105.00	22. Low-Earth Orbit Satellite Systems	
h. Extension of Construction Permit (per system) .....	105.00	a. Application for Authority to Construct (per system of technology identical satellites) .....	6,000.00
14. Mobile Satellite Earth Stations		b. Application for Authority to Launch and Operate (per system of technologically identical satellites) .....	210,000.00
a. Initial Application of Blanket Authorization .....	5,630.00	c. Assignment or Transfer (per request) .....	6,000.00
b. Initial Application for Individual Earth Station .....	1,350.00	d. Modification (per request) .....	15,000.00
c. Modification of License (per system) .....	105.00	e. Special Temporary Authority or Waiver of Prior Construction Authorization (per request) .....	1,500.00
d. Assignment or Transfer (per system) .....	1,505.00	f. Amendment of Application (per request) .....	3,000.00
e. Developmental Station .....	1,000.00	g. Extension of Construction Permit/Launch Authorization (per request) .....	1,500.00
f. Renewal of License (per system) .....	105.00		
g. Special Temporary Authority or Waivers of Prior Construction Authorization (per request) .....	105.00		
h. Amendment of Application (per system) .....	105.00		
i. Extension of Construction Permit (per system) .....	105.00		

MISCELLANEOUS APPLICATION FEES

- 1. International Telecommunications Settlements Administrative Fee for Collections (per line item) ..... 2.00
- 2. Radio Operator Examinations
  - a. Commercial Radio Operator Examination ..... 35.00
  - b. Renewal of Commercial Radio Operator License, Permit, or Certificate ..... 35.00
  - c. Duplicate or Replacement Commercial Radio Operator License, Permit, or Certificate ..... 35.00
- 3. Ship Inspections
  - a. Inspection of Oceangoing Vessels Under Title III, Part II of the Communications Act (per inspection) ..... 620.00
  - b. Inspection of Passenger Vessels Under Title III, Part III of the Communications Act (per inspection) ..... 320.00
  - c. Inspection of Vessels Under the Great Lakes Agreement (per inspection) ..... 75.00
  - d. Inspection of Foreign Vessels Under the Safety of Life at Sea (SOLAS) Convention (per inspection) ..... 540.00
  - e. Temporary Waiver for Compulsorily Equipped Vessel ..... 60.00

(June 19, 1934, ch. 652, title I, § 8, as added Pub. L. 99-272, title V, § 5002(e), Apr. 7, 1986, 100 Stat. 118; amended Pub. L. 100-594, § 5, Nov. 3, 1988, 102 Stat. 3021; Pub. L. 101-239, title III, § 3001(a), (b), 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 Fees.

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 ex-

ecuted 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) shall—

(A) be derived by determining the full-time equivalent number of employees performing the activities described in subsection (a) 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 reason-