

(D) a plan for use of broadband infrastructure and services in advancing consumer welfare, civic participation, public safety and homeland security, community development, health care delivery, energy independence and efficiency, education, worker training, private sector investment, entrepreneurial activity, job creation and economic growth, and other national purposes.

(3) In developing the plan, the Commission shall have access to data provided to other Government agencies under the Broadband Data Improvement Act [47 U.S.C. 1301 et seq.].

(I) Map of service availability and capability

The Assistant Secretary shall develop and maintain a comprehensive nationwide inventory map of existing broadband service capability and availability in the United States that depicts the geographic extent to which broadband service capability is deployed and available from a commercial provider or public provider throughout each State. Not later than 2 years after February 17, 2009, the Assistant Secretary shall make the broadband inventory map developed and maintained pursuant to this section accessible by the public on a World Wide Web site of the National Telecommunications and Information Administration in a form that is interactive and searchable.

(m) Regulations

The Assistant Secretary shall have the authority to prescribe such rules as are necessary to carry out the purposes of this section.

(Pub. L. 111-5, div. B, title VI, §6001, Feb. 17, 2009, 123 Stat. 512.)

REFERENCES IN TEXT

The Broadband Data Improvement Act, referred to in subsec. (k)(3), is title I of Pub. L. 110-385, Oct. 10, 2008, 122 Stat. 4096, which is classified generally to this chapter. For complete classification of this Act to the Code, see Short Title note set out under section 1301 of this title and Tables.

CODIFICATION

Section was enacted as part of the American Recovery and Reinvestment Act of 2009, and not as part of the Broadband Data Improvement Act which comprises this chapter.

CHAPTER 13—PUBLIC SAFETY COMMUNICATIONS AND ELECTROMAGNETIC SPECTRUM AUCTIONS

Sec.	
1401.	Definitions.
1402.	Rule of construction.
1403.	Enforcement.
1404.	National security restrictions on use of funds and auction participation.

SUBCHAPTER I—REALLOCATION OF PUBLIC SAFETY SPECTRUM

1411.	Reallocation of D block to public safety.
1412.	Flexible use of narrowband spectrum.
1413.	470-512 MHz public safety spectrum.

SUBCHAPTER II—GOVERNANCE OF PUBLIC SAFETY SPECTRUM

1421.	Single public safety wireless network licensee.
1422.	Public safety broadband network.

Sec.	
1423.	Public safety Interoperability Board.
1424.	Establishment of the First Responder Network Authority.
1425.	Advisory committees of the First Responder Network Authority.
1426.	Powers, duties, and responsibilities of the First Responder Network Authority.
1427.	Initial funding for the First Responder Network Authority.
1428.	Permanent self-funding; duty to assess and collect fees for network use.
1429.	Audit and report.
1430.	Annual report to Congress.
1431.	Public safety roaming and priority access.
1432.	Prohibition on direct offering of commercial telecommunications service directly to consumers.
1433.	Provision of technical assistance.

SUBCHAPTER III—PUBLIC SAFETY COMMITMENTS

1441.	State and Local Implementation Fund.
1442.	State and local implementation.
1443.	Public safety wireless communications research and development.

SUBCHAPTER IV—SPECTRUM AUCTION AUTHORITY

1451.	Deadlines for auction of certain spectrum.
1452.	Special requirements for incentive auction of broadcast TV spectrum.
1453.	Unlicensed use in the 5 GHz band.
1454.	Guard bands and unlicensed use.
1455.	Wireless facilities deployment.
1456.	System certification.
1457.	Public Safety Trust Fund.

SUBCHAPTER V—NEXT GENERATION 9-1-1 ADVANCEMENT ACT OF 2012

1471.	Definitions.
1472.	Parity of protection for provision or use of Next Generation 9-1-1 services.
1473.	Commission proceeding on autodialing.

§ 1401. Definitions

In this chapter:

(1) 700 MHz band

The term “700 MHz band” means the portion of the electromagnetic spectrum between the frequencies from 698 megahertz to 806 megahertz.

(2) 700 MHz D block spectrum

The term “700 MHz D block spectrum” means the portion of the electromagnetic spectrum between the frequencies from 758 megahertz to 763 megahertz and between the frequencies from 788 megahertz to 793 megahertz.

(3) Appropriate committees of Congress

Except as otherwise specifically provided, the term “appropriate committees of Congress” means—

- (A) the Committee on Commerce, Science, and Transportation of the Senate; and
- (B) the Committee on Energy and Commerce of the House of Representatives.

(4) Assistant Secretary

The term “Assistant Secretary” means the Assistant Secretary of Commerce for Communications and Information.

(5) Board

The term “Board” means the Board of the First Responder Network Authority established under section 1424(b) of this title.