

swering point and other appropriate emergency entities;

(E) supports data or video communications needs for coordinated incident response and management; and

(F) provides broadband service to public safety answering points or other first responder entities.

**(23) NIST**

The term “NIST” means the National Institute of Standards and Technology.

**(24) NTIA**

The term “NTIA” means the National Telecommunications and Information Administration.

**(25) Public safety answering point**

The term “public safety answering point” has the meaning given such term in section 222 of this title.

**(26) Public safety entity**

The term “public safety entity” means an entity that provides public safety services.

**(27) Public safety services**

The term “public safety services”—

(A) has the meaning given the term in section 337(f) of this title; and

(B) includes services provided by emergency response providers, as that term is defined in section 101 of title 6.

**(28) Public Safety Trust Fund**

The term “Public Safety Trust Fund” means the trust fund established under section 1457(a)(1) of this title.

**(29) Radio access network**

The term “radio access network” means the radio access network described in section 1422(b)(2) of this title.

**(30) Reverse auction**

The term “reverse auction” means the portion of an incentive auction of broadcast television spectrum under section 1452(a) of this title, in which a broadcast television licensee may submit bids stating the amount it would accept for voluntarily relinquishing some or all of its broadcast television spectrum usage rights.

**(31) State**

The term “State” has the meaning given such term in section 153 of this title.

**(32) Ultra high frequency**

The term “ultra high frequency” means, with respect to a television channel, that the channel is located in the portion of the electromagnetic spectrum between the frequencies from 470 megahertz to 698 megahertz.

**(33) Very high frequency**

The term “very high frequency” means, with respect to a television channel, that the channel is located in the portion of the electromagnetic spectrum between the frequencies from 54 megahertz to 72 megahertz, from 76 megahertz to 88 megahertz, or from 174 megahertz to 216 megahertz.

(Pub. L. 112–96, title VI, §6001, Feb. 22, 2012, 126 Stat. 201.)

**Editorial Notes**

REFERENCES IN TEXT

Section 6402, referred to in par. (17), is section 6402 of Pub. L. 112–96, which amended section 309 of this title.

**Statutory Notes and Related Subsidiaries**

SHORT TITLE

Pub. L. 112–96, title VI, §6501, Feb. 22, 2012, 126 Stat. 237, provided that: “This subtitle [subtitle E (§§6501–6509) of title VI of Pub. L. 112–96, enacting sections 1471 to 1473 of this title and amending section 942 of this title] may be cited as the ‘Next Generation 9–1–1 Advancement Act of 2012.’”

**§ 1402. Rule of construction**

Each range of frequencies described in this chapter shall be construed to be inclusive of the upper and lower frequencies in the range.

(Pub. L. 112–96, title VI, §6002, Feb. 22, 2012, 126 Stat. 204.)

**§ 1403. Enforcement**

**(a) In general**

The Commission shall implement and enforce this chapter as if this chapter is a part of the Communications Act of 1934 (47 U.S.C. 151 et seq.). A violation of this chapter, or a regulation promulgated under this chapter, shall be considered to be a violation of the Communications Act of 1934, or a regulation promulgated under such Act, respectively.

**(b) Exceptions**

**(1) Other agencies**

Subsection (a) does not apply in the case of a provision of this chapter that is expressly required to be carried out by an agency (as defined in section 551 of title 5) other than the Commission.

**(2) NTIA regulations**

The Assistant Secretary may promulgate such regulations as are necessary to implement and enforce any provision of this chapter that is expressly required to be carried out by the Assistant Secretary.

(Pub. L. 112–96, title VI, §6003, Feb. 22, 2012, 126 Stat. 204.)

**Editorial Notes**

REFERENCES IN TEXT

The Communications Act of 1934, referred to in subsec. (a), is act June 19, 1934, ch. 652, 48 Stat. 1064, which is classified principally to chapter 5 (§ 151 et seq.) of this title. For complete classification of this Act to the Code, see section 609 of this title and Tables.

**§ 1404. National security restrictions on use of funds and auction participation**

**(a) Use of funds**

No funds made available by subchapter II or III may be used to make payments under a contract to a person described in subsection (c).

**(b) Auction participation**

A person described in subsection (c) may not participate in a system of competitive bidding under section 309(j) of this title—