

**AMENDMENT TO THE COMMITTEE PRINT
OFFERED BY MRS. BLACKBURN OF TENNESSEE,
MR. BOUCHER OF VIRGINIA, AND MR. INSLEE
OF WASHINGTON**

Wireless services

At the end of the bill add the following new title:

1 TITLE VI—WIRELESS SERVICES

2 SEC. 601. JURISDICTION OF WIRELESS SERVICES.

3 (a) EXCLUSIVE FEDERAL JURISDICTION.—Notwith-
4 standing any other provision of law, no State or local gov-
5 ernmental entity shall, for any mobile service or any other
6 service that is primarily intended for receipt on or use with
7 a wireless device that is used by a customer of mobile serv-
8 ice in connection with such mobile service, regulate or ad-
9 judicate the rates, terms, or conditions of the offering of
10 such service. Except with respect to laws that regulate or
11 have the effect of regulating the rates, terms, conditions
12 and entry of the offering of such service, this subsection
13 shall not be construed to apply to State or local laws that
14 are generally applicable to businesses in the State or local-
15 ity, respectively.

16 (b) NATIONAL CONSUMER PROTECTION REQUIRE-
17 MENTS.—The Commission shall, within 180 days after the



1 date of enactment of this Act, by rule establish national
2 consumer protection standards for subscribers to mobile
3 service. The Commission may subsequently adopt national
4 consumer protection standards for any other service that
5 is primarily intended for receipt on or use with a wireless
6 device used by a customer of mobile service in connection
7 with such mobile service, if the Commission determines
8 that such standards for such services are necessary to fur-
9 ther the public interest.

10 (c) DEFINITIONS.—For purposes of this section—

11 (1) the term “rates” means all charges and
12 fees, however denominated or described, that are or
13 may be imposed by a provider of mobile service or
14 any other service that is primarily intended for re-
15 ceipt on or use with a wireless device that is used
16 by a customer of mobile service in connection with
17 such mobile service, but shall not include any taxes
18 or any fees associated with contributions to universal
19 service support mechanisms; and

20 (2) the term “mobile service” has the meaning
21 given such term in section 3(27) of the Communica-
22 tions Act of 1934 (47 U.S.C. 153(27)).

