

106TH CONGRESS
2D SESSION

S. 2518

To provide for the technical integrity of the FM radio band, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 8, 2000

Mr. MCCAIN introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

A BILL

To provide for the technical integrity of the FM radio band, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “FM Radio Act of
5 2000”.

6 **SEC. 2. PURPOSE.**

7 It is the purpose of this Act to ensure the technical
8 integrity of the FM radio band, while permitting the intro-
9 duction of low power FM transmitters into such band
10 without causing harmful interference.

1 **SEC. 3. INTERFERENCE PROHIBITED.**

2 (a) Any low power radio licensee that transmits a sig-
3 nal causing harmful interference (as determined by the
4 National Academy of Sciences) to the signal of any full
5 power radio station shall cease the transmission of all sig-
6 nals, and may not recommence transmitting signals until
7 it has taken such steps as the National Academy of
8 Sciences determines to be necessary to ensure that such
9 signals will not cause harmful interference to the signal
10 of any full power radio station.

11 (b) Any full power radio licensee may bring a cause
12 of action against a low power radio licensee that has trans-
13 mitted a signal that has caused harmful interference to
14 the signal of such full power licensee in any district court
15 of the United States of competent jurisdiction.

16 (c) In any action brought pursuant to the provisions
17 of subsection (b), the burden of proof shall be borne by
18 the low power radio licensee.

19 (d) In any action brought pursuant to the provisions
20 of subsection (b), the costs incurred by the National Acad-
21 emy of Sciences shall be borne by—

22 (1) the low power radio licensee, if the National
23 Academy of Sciences determines that the signals
24 transmitted by such licensee caused harmful inter-
25 ference; or

1 (2) the full power radio licensee, if the National
2 Academy of Sciences determines that the signals
3 transmitted by such licensee caused harmful inter-
4 ference.

5 **SEC. 4. DIGITAL RADIO TRANSITION.**

6 The Federal Communications Commission shall com-
7 plete all rulemakings necessary to implement the transi-
8 tion to digital radio no later than June 1, 2001.

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