

Fischer-Luján_Substitute (modified)



AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—119th Cong., 2d Sess.**S. 1962**

To amend the Secure and Trusted Communications Networks Act of 2019 to prohibit the Federal Communications Commission from granting a license or United States market access for a geostationary orbit satellite system or a nongeostationary orbit satellite system, or an authorization to use an individually licensed earth station or a blanket-licensed earth station, if the license, grant of market access, or authorization would be held or controlled by an entity that produces or provides any covered communications equipment or service or an affiliate of such an entity, and for other purposes.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended
to be proposed by Mrs. FISCHER (for herself and Mr. LUJÁN)

Viz:

- 1 Strike all after the enacting clause and insert the fol-
- 2 lowing:
- 3 **SECTION 1. SHORT TITLE.**
- 4 This Act may be cited as the “Secure Space Act of
- 5 2026”.

1 **SEC. 2. PROHIBITION ON GRANT OF CERTAIN SATELLITE**
2 **LICENSES, UNITED STATES MARKET ACCESS,**
3 **OR EARTH STATION AUTHORIZATIONS.**

4 (a) IN GENERAL.—The Secure and Trusted Commu-
5 nications Networks Act of 2019 (47 U.S.C. 1601 et seq.)
6 is amended—

7 (1) by redesignating sections 10 and 11 as sec-
8 tions 11 and 12, respectively; and

9 (2) by inserting after section 9 the following:

10 **“SEC. 10. PROHIBITION ON GRANT OF CERTAIN SATELLITE**
11 **LICENSES, UNITED STATES MARKET ACCESS,**
12 **OR EARTH STATION AUTHORIZATIONS.**

13 “(a) DEFINITIONS.—In this section:

14 “(1) AFFILIATE.—

15 “(A) IN GENERAL.—The term ‘affiliate’
16 means an entity that (directly or indirectly)
17 owns or controls, is owned or controlled by, or
18 is under common ownership or control with, an-
19 other entity.

20 “(B) OWN.—For purposes of this para-
21 graph, the term ‘own’ means to have, possess,
22 or otherwise control an equity interest (or the
23 equivalent thereof) of not less than 10 percent.

24 “(2) BLANKET-LICENSED EARTH STATION.—
25 The term ‘blanket-licensed earth station’ means an
26 earth station that is licensed with a geostationary

1 orbit satellite system or a nongeostationary orbit
2 satellite system.

3 “(3) GATEWAY STATION.—The term ‘gateway
4 station’ means an earth station or a group of earth
5 stations that—

6 “(A) supports the routing and switching
7 functions of a geostationary orbit satellite sys-
8 tem or a nongeostationary orbit satellite sys-
9 tem;

10 “(B) may also be used for telemetry, track-
11 ing, and command transmissions;

12 “(C) does not originate or terminate com-
13 munication traffic; and

14 “(D) is not for the exclusive use of any
15 customer.

16 “(4) INDIVIDUALLY LICENSED EARTH STA-
17 TION.—The term ‘individually licensed earth station’
18 means—

19 “(A) an earth station (other than a blan-
20 ket-licensed earth station) that sends a signal
21 to, and receives a signal from, a geostationary
22 orbit satellite system or a nongeostationary
23 orbit satellite system; or

24 “(B) a gateway station.

1 “(b) PROHIBITION.—The Commission may not grant
2 a license for, or a petition for a declaratory ruling to ac-
3 cess the United States market using, a geostationary orbit
4 satellite system or a nongeostationary orbit satellite sys-
5 tem, or an authorization to use an individually licensed
6 earth station or a blanket-licensed earth station, if the li-
7 cense, grant of market access, or authorization would be
8 held or controlled by—

9 “(1) an entity identified on the list published by
10 the Commission under section 2(a); or

11 “(2) an affiliate of an entity described in para-
12 graph (1).

13 “(c) FURTHER CONSIDERATION FOR SECURED NET-
14 WORKS.—

15 “(1) IN GENERAL.—The Commission may issue
16 a report assessing supply chain security risks associ-
17 ated with any earth station licensee, geostationary
18 orbit satellite system licensee, nongeostationary orbit
19 satellite system licensee, or entity granted a declara-
20 tory ruling to access the United States market using
21 a geostationary orbit satellite system or nongeos-
22 tationary orbit satellite system, or an affiliate of
23 such a licensee or entity, that provides communica-
24 tions equipment designed, developed, manufactured,

1 or assembled by an entity identified on the list pub-
2 lished by the Commission under section 2(a).

3 “(2) RULE OF CONSTRUCTION.—Nothing in
4 paragraph (1) shall be construed to expand or con-
5 tract the authority of the Commission.”.

6 (b) APPLICABILITY.—Section 10 of the Secure and
7 Trusted Communications Networks Act of 2019, as added
8 by subsection (a), shall apply with respect to the grant
9 of a license, petition, or authorization on or after the date
10 of enactment of this Act.

11 (c) RULES.—Not later than 1 year after the date of
12 enactment of this Act, the Federal Communications Com-
13 mission shall issue rules to implement section 10 of the
14 Secure and Trusted Communications Networks Act of
15 2019, as added by subsection (a).