

January 24, 2022

The Honorable Maria Cantwell
Chair
Committee on Commerce, Science, and Transportation
United States Senate
512 Dirksen Senate Office Building
Washington, DC 20510

### Dear Chair Cantwell:

The Commission submits this report in accordance with its obligations under the Preventing Illegal Radio Abuse Through Enforcement Act (PIRATE Act or Act). Section 511(c) of the PIRATE Act requires the Commission, not later than one year after enactment and annually thereafter, to submit to the Committee on Commerce, Science, and Transportation of the U.S. Senate and the Committee on Energy and Commerce of the U.S. House of Representatives (together, the Committees) a report on (a) implementation of the PIRATE Act, and (b) the associated enforcement activities for the previous fiscal year. Accordingly, we are submitting this second annual PIRATE Act report to the Committees.

As the Commission reported in its first PIRATE Act report (Jan. 4, 2021), the Commission's implementation of the PIRATE Act has been limited by two events beyond the agency's control. *First*, the Commission has received no funding to implement the PIRATE Act. The Congressional Budget Office and the Commission both estimated that it would cost \$11 million for the Commission to implement the Act.<sup>3</sup> The PIRATE Act itself contained no appropriation or other funding source to cover its implementation costs.

<sup>&</sup>lt;sup>1</sup> Preventing Illegal Radio Abuse Through Enforcement Act, Pub. L. No. 116-109, 134 Stat. 3 (2020) (codified at 47 U.S.C. § 511).

<sup>&</sup>lt;sup>2</sup> The enforcement activity section of the report may include "information on efforts to enlist the cooperation of Federal, State, and local law enforcement personnel to assist such enforcement activity." S. Rep. No. 116-178 at 7.

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<sup>&</sup>lt;sup>4</sup> <a href="https://www.fcc.gov/coronavirus">https://www.fcc.gov/coronavirus</a> (last visited Jan. 10, 2022). Mandatory telework was lifted on December 1, 2021, but most agency employees continue on telework status, consistent with the "maximum telework" policy now in effect.

In light of those limitations, the Commission has taken the following steps to begin implementing the PIRATE Act:

- *Identification of Pirate "Sweeps" Markets*. Commission staff are determining the markets in which pirate sweeps must occur, as required by Section 511(d)(1) of the PIRATE Act.
- Study and Identification of Remote Monitoring Equipment. Commission staff have continued to review equipment, including remote monitoring equipment, to increase the effectiveness and efficiency of pirate radio and other interference investigations.
- Documenting Database Requirements. Commission Enforcement Bureau staff have identified the technical requirements for the database required in Section 511(g) of the PIRATE Act once funding is received.

With this Report, the Commission satisfies the obligation pursuant to section 2 of the PIRATE Act to submit a report to Congress on (a) implementation of the PIRATE Act and (b) the associated enforcement activities for the previous fiscal year.<sup>5</sup>

Submitted by:

Rosemary C. Harold Chief, Enforcement Bureau

<sup>&</sup>lt;sup>5</sup> 47 U.S.C. § 511(c).



January 24, 2022

The Honorable Mike Doyle Chairman Subcommittee on Communications and Technology Committee on Energy and Commerce U.S. House of Representatives 2125 Rayburn House Office Building Washington, DC 20515

Dear Chairman Doyle:

The Commission submits this report in accordance with its obligations under the Preventing Illegal Radio Abuse Through Enforcement Act (PIRATE Act or Act). Section 511(c) of the PIRATE Act requires the Commission, not later than one year after enactment and annually thereafter, to submit to the Committee on Commerce, Science, and Transportation of the U.S. Senate and the Committee on Energy and Commerce of the U.S. House of Representatives (together, the Committees) a report on (a) implementation of the PIRATE Act, and (b) the associated enforcement activities for the previous fiscal year. Accordingly, we are submitting this second annual PIRATE Act report to the Committees.

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Submitted by:

Rosemary C. Harold Chief, Enforcement Bureau

<sup>&</sup>lt;sup>5</sup> 47 U.S.C. § 511(c).



January 24, 2022

The Honorable Bob Latta
Ranking Member
Subcommittee on Communications and Technology
Committee on Energy and Commerce
U.S. House of Representatives
2322A Rayburn House Office Building
Washington, DC 20515

Dear Ranking Member Latta:

The Commission submits this report in accordance with its obligations under the Preventing Illegal Radio Abuse Through Enforcement Act (PIRATE Act or Act). Section 511(c) of the PIRATE Act requires the Commission, not later than one year after enactment and annually thereafter, to submit to the Committee on Commerce, Science, and Transportation of the U.S. Senate and the Committee on Energy and Commerce of the U.S. House of Representatives (together, the Committees) a report on (a) implementation of the PIRATE Act, and (b) the associated enforcement activities for the previous fiscal year. Accordingly, we are submitting this second annual PIRATE Act report to the Committees.

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Submitted by:

Rosemary C. Harold Chief, Enforcement Bureau

<sup>&</sup>lt;sup>5</sup> 47 U.S.C. § 511(c).



January 24, 2022

The Honorable Ben Ray Lujan
Chairman
Subcommittee on Communications, Media, and Broadband
Committee on Commerce, Science, and Transportation
United States Senate
512 Dirksen Senate Office Building
Washington, DC 20510

### Dear Chairman Lujan:

The Commission submits this report in accordance with its obligations under the Preventing Illegal Radio Abuse Through Enforcement Act (PIRATE Act or Act). Section 511(c) of the PIRATE Act requires the Commission, not later than one year after enactment and annually thereafter, to submit to the Committee on Commerce, Science, and Transportation of the U.S. Senate and the Committee on Energy and Commerce of the U.S. House of Representatives (together, the Committees) a report on (a) implementation of the PIRATE Act, and (b) the associated enforcement activities for the previous fiscal year. Accordingly, we are submitting this second annual PIRATE Act report to the Committees.

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Submitted by:

Rosemary C. Harold Chief, Enforcement Bureau

<sup>&</sup>lt;sup>5</sup> 47 U.S.C. § 511(c).



January 24, 2022

The Honorable Frank Pallone Chairman Committee on Energy and Commerce U.S. House of Representatives 2125 Rayburn House Office Building Washington, DC 20515

### Dear Chairman Pallone:

The Commission submits this report in accordance with its obligations under the Preventing Illegal Radio Abuse Through Enforcement Act (PIRATE Act or Act). Section 511(c) of the PIRATE Act requires the Commission, not later than one year after enactment and annually thereafter, to submit to the Committee on Commerce, Science, and Transportation of the U.S. Senate and the Committee on Energy and Commerce of the U.S. House of Representatives (together, the Committees) a report on (a) implementation of the PIRATE Act, and (b) the associated enforcement activities for the previous fiscal year. Accordingly, we are submitting this second annual PIRATE Act report to the Committees.

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Submitted by:

Rosemary C. Harold Chief, Enforcement Bureau

<sup>&</sup>lt;sup>5</sup> 47 U.S.C. § 511(c).



January 24, 2022

The Honorable Cathy McMorris Rodgers Ranking Member Committee on Energy and Commerce U.S. House of Representatives 2322A Rayburn House Office Building Washington, DC 20515

Dear Ranking Member Rodgers:

The Commission submits this report in accordance with its obligations under the Preventing Illegal Radio Abuse Through Enforcement Act (PIRATE Act or Act). Section 511(c) of the PIRATE Act requires the Commission, not later than one year after enactment and annually thereafter, to submit to the Committee on Commerce, Science, and Transportation of the U.S. Senate and the Committee on Energy and Commerce of the U.S. House of Representatives (together, the Committees) a report on (a) implementation of the PIRATE Act, and (b) the associated enforcement activities for the previous fiscal year. Accordingly, we are submitting this second annual PIRATE Act report to the Committees.

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Submitted by:

Rosemary C. Harold Chief, Enforcement Bureau

<sup>&</sup>lt;sup>5</sup> 47 U.S.C. § 511(c).



January 24, 2022

The Honorable John Thune
Ranking Member
Subcommittee on Communications, Media, and Broadband
Committee on Commerce, Science, and Transportation
United States Senate
425 Hart Senate Office Building
Washington, DC 20510

Dear Ranking Member Thune:

The Commission submits this report in accordance with its obligations under the Preventing Illegal Radio Abuse Through Enforcement Act (PIRATE Act or Act). Section 511(c) of the PIRATE Act requires the Commission, not later than one year after enactment and annually thereafter, to submit to the Committee on Commerce, Science, and Transportation of the U.S. Senate and the Committee on Energy and Commerce of the U.S. House of Representatives (together, the Committees) a report on (a) implementation of the PIRATE Act, and (b) the associated enforcement activities for the previous fiscal year. Accordingly, we are submitting this second annual PIRATE Act report to the Committees.

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Submitted by:

Rosemary C. Harold

Chief, Enforcement Bureau

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January 24, 2022

The Honorable Roger Wicker
Ranking Member
Committee on Commerce, Science, and Transportation
United States Senate
425 Hart Senate Office Building
Washington, DC 20510

Dear Ranking Member Wicker:

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