

114TH CONGRESS
2D SESSION

H. R. 5329

To require the National Telecommunications and Information Administration to extend the IANA functions contract unless it certifies that the United States Government has secured sole ownership of the .gov and .mil top-level domains, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 25, 2016

Mr. KELLY of Pennsylvania introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To require the National Telecommunications and Information Administration to extend the IANA functions contract unless it certifies that the United States Government has secured sole ownership of the .gov and .mil top-level domains, 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 “Securing America’s
5 Internet Domains Act of 2016”.

1 **SEC. 2. REQUIRED EXTENSION OF IANA FUNCTIONS CON-**
2 **TRACT UNLESS UNITED STATES OWNERSHIP**
3 **OF .GOV AND .MIL DOMAINS SECURED.**

4 (a) IN GENERAL.—Unless the Assistant Secretary
5 submits the certification described in subsection (b) to the
6 appropriate congressional committees, the Assistant Sec-
7 retary shall exercise the second option period described in
8 paragraph I.70(b) of the IANA functions contract to ex-
9 tend such contract through September 30, 2019.

10 (b) CERTIFICATION DESCRIBED.—The certification
11 described in this subsection is a written certification that
12 the United States Government has—

13 (1) secured sole ownership of the .gov and .mil
14 top-level domains; and

15 (2) entered into a contract with ICANN that
16 provides that the United States Government has ex-
17 clusive control and use of such domains in per-
18 petuity.

19 (c) RULE OF CONSTRUCTION.—Nothing in this sec-
20 tion shall be construed to—

21 (1) authorize the Assistant Secretary to relin-
22 quish the responsibilities of the NTIA with respect
23 to Internet domain name functions, including re-
24 sponsibility with respect to the authoritative root
25 zone file, the IANA functions, or the related root
26 zone management functions; or

1 (2) prohibit the Assistant Secretary from exer-
2 cising the second option period described in sub-
3 section (a).

4 (d) DEFINITIONS.—In this section:

5 (1) APPROPRIATE CONGRESSIONAL COMMIT-
6 TEES.—The term “appropriate congressional com-
7 mittees” means the Committee on Energy and Com-
8 merce of the House of Representatives and the Com-
9 mittee on Commerce, Science, and Transportation of
10 the Senate.

11 (2) ASSISTANT SECRETARY.—The term “Assist-
12 ant Secretary” means the Assistant Secretary of
13 Commerce for Communications and Information.

14 (3) IANA FUNCTIONS.—The term “IANA func-
15 tions” means the Internet Assigned Numbers Au-
16 thority functions, as described in the IANA func-
17 tions contract.

18 (4) IANA FUNCTIONS CONTRACT.—The term
19 “IANA functions contract” means the contract be-
20 tween the NTIA and ICANN that became effective
21 on October 1, 2012, under which ICANN is required
22 to perform the IANA functions (Contract No.
23 SA1301–12–CN–0035).

1 (5) ICANN.—The term “ICANN” means the
2 Internet Corporation for Assigned Names and Num-
3 bers.

4 (6) NTIA.—The term “NTIA” means the Na-
5 tional Telecommunications and Information Admin-
6 istration.

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