

**CONCURRING STATEMENT OF  
COMMISSIONER KEVIN J. MARTIN**

*Re: Biennial Regulatory Review – Amendment of Parts 1, 22, 24, 27, and 90 To Streamline and Harmonize Various Rules Affecting Wireless Radio Services, Notice of Proposed Rulemaking, WT Docket No. 03-264*

I concur in this Notice because I disagree with standard the Commission has adopted for biennial reviews pursuant to Section 11 of the Communications Act, 47 U.S.C. § 161(a). *See generally* Separate Statement of Commissioner Kevin J. Martin, *2002 Biennial Regulatory Review*, Report, 18 FCC Rcd 4726 (2003).