

103^D CONGRESS
1ST SESSION

S. RES. 62

To direct the Senate Legal Counsel to appear as amicus curiae in the name of the Senate in Turner Broadcasting System, Inc., et al. v. Federal Communications Commission, et al. and consolidated cases.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 3 (legislative day, JANUARY 5), 1993

Mr. MITCHELL (for himself and Mr. DOLE) submitted the following resolution;
which was considered and agreed to

RESOLUTION

To direct the Senate Legal Counsel to appear as amicus curiae in the name of the Senate in Turner Broadcasting System, Inc., et al. v. Federal Communications Commission, et al. and consolidated cases.

Whereas, in the case of Turner Broadcasting System, Inc., et al. v. Federal Communications Commission, et al., No. 92-2247, and consolidated cases Nos. 92-2292, 92-2494, 92-2495, 92-2558, pending before a three-judge court of the United States District Court for the District of Columbia, the plaintiffs have challenged the constitutionality of sections 4 and 5 of the Cable Television Consumer Protection and Competition Act of 1992, Pub. L. No. 102-385, 106 Stat. 1460, 1471-81, which require cable operators to carry the signals of certain local com-

mercial and noncommercial educational television stations; and

Whereas, pursuant to sections 703(c), 706(a), and 713(a) of the Ethics in Government Act of 1978, 2 U.S.C. 288b(c), 288e(a), and 288l(a) (1988), the Senate may direct its Counsel to appear as amicus curiae in the name of the Senate in any legal action in which the powers and responsibilities of Congress under the Constitution are placed in issue: Now, therefore, be it

1 *Resolved*, That the Senate Legal Counsel is directed
2 to appear as amicus curiae on behalf of the Senate in
3 Turner Broadcasting System, Inc., et al. v. Federal Com-
4 munications Commission, et al., and consolidated cases in
5 support of the constitutionality of sections 4 and 5 of the
6 Cable Television Consumer Protection and Competition
7 Act of 1992, Pub. L. No. 102–385, 106 Stat. 1460, 1471–
8 81.

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