

109TH CONGRESS
2^D SESSION

S. 4074

To provide certain counties with the ability to receive television broadcast signals of their choice.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 16, 2006

Mr. ALLARD introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

A BILL

To provide certain counties with the ability to receive television broadcast signals of their choice.

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 “Satellite and Cable
5 Access Act of 2006”.

6 **SEC. 2. SATELLITE CARRIAGE OF TELEVISION BROADCAST**
7 **SIGNALS.**

8 Section 119(a)(2)(C) of title 17, United States Code,
9 is amended—

10 (1) by redesignating clause (v) as clause (vi);

1 (2) by inserting after clause (v) the following:

2 “(v) FURTHER ADDITIONAL STA-
3 TIONS.—If 2 adjacent counties in a single
4 State are in a local market comprised prin-
5 cipally of counties located in another State,
6 the statutory license provided for in sub-
7 paragraph (A) shall apply to the secondary
8 transmission by a satellite carrier to sub-
9 scribers in those 2 counties of the primary
10 transmissions of any network station lo-
11 cated in the capital of the State in which
12 such 2 counties are located, if—

13 “(I) the 2 counties are located in
14 the 46th largest designated market
15 area for the year 2005 according to
16 Nielsen Media Research; and

17 “(II) the total number of tele-
18 vision households in the 2 counties
19 combined did not exceed 30,000 for
20 the year 2005 according to Nielsen
21 Media Research.”; and

22 (3) in clause (vi) as redesignated, by striking
23 “and (iv)” and inserting “(iv), and (v)”.

1 **SEC. 3. CABLE CARRIAGE OF TELEVISION BROADCAST SIG-**
 2 **NALS.**

3 Part I of title III of the Communications Act of 1934
 4 (47 U.S.C. 301 et seq.) is amended by adding at the end
 5 the following:

6 **“SEC. 342. CARRIAGE OF SIGNALS TO CERTAIN TELEVISION**
 7 **MARKET AREAS.**

8 “(a) IN GENERAL.—Notwithstanding any other pro-
 9 vision of law, each cable operator providing service in an
 10 eligible area may elect to carry the primary signal of any
 11 network station located in the capital of the State in which
 12 such area is located.

13 “(b) DEFINITIONS.—As used in this section:

14 “(1) ELIGIBLE AREA.—The term ‘eligible area’
 15 means 1 of 2 counties that—

16 “(A) are all in a single State;

17 “(B) on the date of enactment of the Sat-
 18 ellite and Cable Access Act of 2006, were each
 19 located in—

20 “(i) the 46th largest designated mar-
 21 ket area for the year 2005 according to
 22 Nielsen Media Research; and

23 “(ii) a designated market area com-
 24 prised principally of counties located in an-
 25 other State; and

1 “(C) as a group had a total number of tel-
2 evision households that when combined did not
3 exceed 30,000 for the year 2005 according to
4 Nielsen Media Research.

5 “(2) NETWORK STATION.—The term ‘network
6 station’ has the same meaning as in section 119(d)
7 of title 17, United States Code.”.

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