

112TH CONGRESS  
2D SESSION

# H. R. 4469

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

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 19, 2012

Mr. TIPTON (for himself, Mr. COFFMAN of Colorado, and Mr. POLIS) introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## 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 “Four Corners Tele-  
5 vision Access Act of 2012”.

1 **SEC. 2. SATELLITE CARRIAGE OF CERTAIN TELEVISION**  
2 **BROADCAST SIGNALS.**

3 Section 122(a)(4)(C) of title 17, United States Code,  
4 is amended—

5 (1) by redesignating clauses (i) and (ii) as sub-  
6 clauses (I) and (II), respectively, and moving such  
7 clauses 2 ems to the right;

8 (2) by striking “(C) ADDITIONAL STATIONS.—  
9 In the case of that State” and inserting the fol-  
10 lowing:

11 “(C) ADDITIONAL STATIONS.—

12 “(i) CERTAIN SMALL COUNTIES.—In  
13 the case of that State in which are located  
14 2 counties that—

15 “(I) are located in the 46th larg-  
16 est designated market area for the  
17 year 2005 according to Nielsen Media  
18 Research; and

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

24 the statutory license provided under this  
25 paragraph shall apply to secondary trans-  
26 missions by a satellite carrier to sub-

1           scribers in any such county of the primary  
2           transmissions of any network station lo-  
3           cated in that State, if the satellite carrier  
4           was making such secondary transmissions  
5           to any subscribers in that county on Janu-  
6           ary 1, 2008.

7                   “(ii) OTHER COUNTIES.—In the case  
8                   of a State—”.

9   **SEC. 3. CABLE CARRIAGE OF CERTAIN TELEVISION BROAD-**  
10                   **CAST SIGNAL.**

11           Section 341 of the Communications Act of 1934 (47  
12   U.S.C. 341) is amended by adding at the end the fol-  
13   lowing:

14                   “(c) RULE OF CONSTRUCTION.—

15                           “(1) SIGNIFICANTLY VIEWED.—Each television  
16                   broadcast station broadcasting in the designated  
17                   market area of a State capital is deemed signifi-  
18                   cantly viewed in a covered county within the mean-  
19                   ing of section 76.54 of title 47, Code of Federal  
20                   Regulations, for purposes of the carriage and re-  
21                   transmission of the signals of such broadcast station  
22                   by a cable system, translator, or other multichannel  
23                   video programming distributor.

24                           “(2) RETRANSMISSION PERMITTED.—Notwith-  
25                   standing the provisions of section 325(b), a cable

1 system, translator, or other multichannel video pro-  
2 gramming distributor may retransmit the signal of  
3 any television broadcast station described in para-  
4 graph (1) within a covered county.

5 “(3) DEFINITION OF COVERED COUNTY.—For  
6 purposes of this subsection, a county is a covered  
7 county if—

8 “(A) it is 1 of 2 counties located in the  
9 46th largest designated market area for the  
10 year 2005 according to Nielsen Media Re-  
11 search; and

12 “(B) the total number of television house-  
13 holds in the 2 counties combined did not exceed  
14 30,000 for the year 2005 according to Nielsen  
15 Media Research.”.

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