

114TH CONGRESS
1ST SESSION

H. R. 1999

To amend the Communications Act of 1934 to deny the right to grant retransmission consent to a television broadcast station if an AM or FM radio broadcast station licensed to the same licensee transmits a sound recording without providing compensation for programming and to prohibit the Federal Communications Commission from imposing radio tuner mandates for mobile devices.

IN THE HOUSE OF REPRESENTATIVES

APRIL 23, 2015

Mrs. BLACKBURN (for herself and Ms. ESHOO) introduced the following bill;
which was referred to the Committee on Energy and Commerce

A BILL

To amend the Communications Act of 1934 to deny the right to grant retransmission consent to a television broadcast station if an AM or FM radio broadcast station licensed to the same licensee transmits a sound recording without providing compensation for programming and to prohibit the Federal Communications Commission from imposing radio tuner mandates for mobile devices.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Protecting the Rights
3 of Musicians Act”.

4 **SEC. 2. EFFECT OF CERTAIN RADIO TRANSMISSIONS ON**
5 **RIGHT TO GRANT TELEVISION RETRANS-**
6 **MISSION CONSENT.**

7 Section 325(b)(2) of the Communications Act of
8 1934 (47 U.S.C. 325(b)(2)) is amended—

9 (1) in subparagraph (D), by striking “or” at
10 the end;

11 (2) in subparagraph (E), by striking the period
12 at the end and inserting “; or”; and

13 (3) by inserting after subparagraph (E) the fol-
14 lowing:

15 “(F) to retransmission of the signal of a tele-
16 vision broadcast station if the licensee of such sta-
17 tion is also the licensee of an AM or FM radio
18 broadcast station and, during the term of the license
19 for such television broadcast station in which such
20 retransmission occurs, such licensee has transmitted
21 a sound recording over such radio station without
22 providing compensation for all programming carried
23 over the signal.”.

1 **SEC. 3. PROHIBITION ON RADIO TUNER MANDATES FOR**
2 **MOBILE DEVICES.**

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. 343. PROHIBITION ON RADIO TUNER MANDATES FOR**
7 **MOBILE DEVICES.**

8 “(a) IN GENERAL.—The Commission may not re-
9 quire a mobile device to be equipped with a tuner for re-
10 ceiving the signals of AM or FM radio broadcast stations.

11 “(b) MOBILE DEVICE DEFINED.—In this section, the
12 term ‘mobile device’ means—

13 “(1) a device that—

14 “(A) is designed to be carried on the per-
15 son of the user or to be reasonably portable;

16 “(B) provides computing and communica-
17 tions functionality; and

18 “(C) is capable of providing access to com-
19 mercial mobile service (as defined in section
20 332) or commercial mobile data service (as de-
21 fined in section 6001 of the Middle Class Tax
22 Relief and Job Creation Act of 2012 (47 U.S.C.
23 1401)); or

24 “(2) a device that is comparable to a device de-
25 scribed in paragraph (1), except for lacking the ca-

- 1 pability described in subparagraph (C) of such para-
- 2 graph.”.

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