

AMENDMENT TO H.R. _____
OFFERED BY MRS. BLACKBURN OF TENNESSEE

At the end of the bill, add the following new section:

1 **SEC. ____.** **SERVICE TO SIGNAL BLEED SUBSCRIBERS IN**
2 **SHORT MARKETS PERMITTED.**

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 new section:

6 **“SEC. 342. SERVICE TO SIGNAL BLEED SUBSCRIBERS IN**
7 **SHORT MARKETS PERMITTED.**

8 “(a) **SHORT MARKETS.**—In addition to the broadcast
9 signals that subscribers may receive under sections 338
10 through 341, a satellite carrier may elect to retransmit
11 to a subscriber the signal of a network station from a local
12 market adjacent to such subscriber if such subscriber—

13 “(1) is located in a local market in which there
14 is no network station that is an affiliate of the same
15 television network as the network station in such ad-
16 jacent market; and

17 “(2) is able to receive, from an affiliate of the
18 same television network as the network station in
19 such adjacent market, a signal that exceeds the sig-
20 nal intensity standard in section 73.622(e)(1) of title

1 47, Code of Federal Regulations, as determined by
2 either the predictive model or on-location signal
3 strength test referenced in section 339(a)(2) of this
4 Act.

5 “(b) EFFECT ON OTHER OBLIGATIONS AND
6 RIGHTS.—

7 “(1) NO EFFECT ON CARRIAGE OBLIGATIONS.—
8 Carriage of a signal under this section is not manda-
9 tory, and any right of a station licensee of a tele-
10 vision broadcast station to have the signal of such
11 station carried under section 338 is not affected by
12 the eligibility of such station to be carried under this
13 section.

14 “(2) RETRANSMISSION CONSENT RIGHTS NOT
15 AFFECTED.—The eligibility of the signal of a station
16 to be carried under this section does not affect any
17 right of the licensee of such station to grant (or
18 withhold) retransmission consent under section
19 325(b)(1).

20 “(3) NETWORK NONDUPLICATION, SYNDICATED
21 EXCLUSIVITY, AND SPORTS BLACKOUT NOT AF-
22 FECTED.—Nothing in this section shall affect the
23 rights of a station under the Commission’s rules
24 concerning network nonduplication protection (47
25 CFR 76.122), syndicated exclusivity protection (47

1 CFR 76.123), or sports blackout protection (47
2 CFR 76.127).

3 “(c) NOTICES CONCERNING ADJACENT MARKET
4 STATIONS.—Each satellite carrier that proposes to com-
5 mence the retransmission of a station pursuant to this sec-
6 tion in any local market shall—

7 “(1) not less than 60 days before commencing
8 such retransmission, provide a written notice to any
9 television broadcast station in such local market of
10 such proposal; and

11 “(2) designate on such carrier’s website all sig-
12 nals carried pursuant to this section and the com-
13 munities in which the signals are carried.

14 “(d) DEFINITIONS.—As used in this section:

15 “(1) LOCAL MARKET; SATELLITE CARRIER;
16 SUBSCRIBER; TELEVISION BROADCAST STATION.—
17 The terms ‘local market’, ‘satellite carrier’, ‘sub-
18 scriber’, and ‘television broadcast station’ have the
19 meanings given such terms in section 338(k).

20 “(2) NETWORK STATION; TELEVISION NET-
21 WORK.—The terms ‘network station’ and ‘television
22 network’ have the meanings given such terms in sec-
23 tion 339(d).”.

