

116TH CONGRESS  
1ST SESSION

# H. R. 3002

To provide for the carriage of certain television broadcast stations, and  
for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 23, 2019

Mr. NEAL introduced the following bill; which was referred to the Committee  
on Energy and Commerce

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## A BILL

To provide for the carriage of certain television broadcast  
stations, and for other purposes.

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. CARRIAGE OF TELEVISION BROADCAST STA-**  
4 **TIONS.**

5 (a) IN GENERAL.—Notwithstanding any other provi-  
6 sion of law, a cable operator may transmit to subscribers  
7 in Berkshire County, Massachusetts, in the designated  
8 market area of Albany, New York (in this section referred  
9 to as the “Albany designated market area”), any television  
10 broadcast station that—

1           (1) was retransmitted to subscribers located in  
2           Berkshire County in the Albany designated market  
3           area on December 1, 2016; and

4           (2) as of the date of enactment of this Act, is  
5           not retransmitted to all subscribers in Berkshire  
6           County in the Albany designated market area.

7           (b) NEGOTIATIONS.—A cable operator that engages  
8           in the retransmission described in subsection (a) shall en-  
9           gage in good faith negotiations within the meaning of sec-  
10          tion 76.65 of title 47, Code of Federal Regulations, or any  
11          successor thereto, with a television broadcast station re-  
12          garding the terms of such retransmission.

13          (c) NONDUPLICATION.—Any television broadcast sta-  
14          tion licensed to a community within the Albany designated  
15          market area may assert network nonduplication or syn-  
16          dicated exclusivity protections against any cable system in  
17          any cable community located in Berkshire County, Massa-  
18          chusetts.

19          (d) RULES OF CONSTRUCTION.—Nothing in this Act  
20          shall be construed—

21                 (1) to alter any contract provided under section  
22                 325 of the Communications Act of 1934 (47 U.S.C.  
23                 325); or

24                 (2) to affect the applicability of any other com-  
25                 munications or copyright law related to the retrans-

- 1 mission of a television broadcast station by a cable
- 2 operator.

