§ 76.802 Disposition of cable home wiring.

(a)(1) Upon voluntary termination of cable service by a subscriber in a single unit installation, a cable operator shall not remove the cable home wiring unless it gives the subscriber the opportunity to purchase the wiring at the replacement cost, and the subscriber declines. If the cable operator is entitled to remove the cable home wiring, it must then remove the wiring within seven days of the subscriber’s decision, under normal operating conditions, or make no subsequent attempt to remove it or to restrict its use.

Subpart M—Cable Inside Wiring

§ 76.800 Definitions.

(a) MDU. A multiple dwelling unit building (e.g., an apartment building, condominium building or cooperative).

(b) MDU owner. The entity that owns or controls the common areas of a multiple dwelling unit building.

(c) MVPD. A multichannel video programming distributor, as that term is defined in Section 522(13) of the Communications Act, 47 U.S.C. 522(13).

(d) Home run wiring. The wiring from the demarcation point to the point at which the MVPD’s wiring becomes devoted to an individual subscriber or individual loop.

§ 76.801 Scope.

The provisions of this subpart set forth rules and regulations for the disposition, after a subscriber voluntarily terminates cable service, of that cable home wiring installed by the cable system operator or its contractor within the premises of the subscriber. The provisions do not apply where the cable home wiring belongs to the subscriber, such as where the operator has transferred ownership to the subscriber, the operator has been treating the wiring as belonging to the subscriber for tax purposes, or the wiring is considered to be a fixture by state or local law in the subscriber’s jurisdiction. Nothing in this subpart shall affect the cable system operator’s rights and responsibilities under § 76.617 to prevent excessive signal leakage while providing cable service, or the cable operator’s right to access the subscriber’s property or premises.

[58 FR 11971, Mar. 2, 1993]