

108TH CONGRESS
1ST SESSION

H. R. 1035

To amend the Communications Act of 1934 to reduce restrictions on media ownership, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 27, 2003

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

A BILL

To amend the Communications Act of 1934 to reduce restrictions on media ownership, 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. SHORT TITLE.**

4 This Act may be cited as the “Broadcast Ownership
5 for the 21st Century Act”.

6 **SEC. 2. CROSS-OWNERSHIP LIMITATIONS.**

7 (a) RULE CHANGES REQUIRED.—The Federal Com-
8 munications Commission shall modify section 73.3555 of
9 its regulations (47 C.F.R. 73.3555) by eliminating any
10 provisions limiting the granting or renewal of an AM or

1 FM radio or television broadcast station license to any
 2 party (including parties under common control) on the
 3 basis of the ownership, operation, or control by such party
 4 of a daily newspaper.

5 (b) DEADLINE FOR ACTIONS.—The Federal Commu-
 6 nications Commission shall complete all actions necessary
 7 to complete the modifications required by this section
 8 within 90 days after the date of enactment of this Act.

9 **SEC. 3. TELEVISION MULTIPLE OWNERSHIP.**

10 Section 310 of the Communications Act of 1934 (47
 11 U.S.C. 310) is amended by adding at the end the following
 12 new subsection:

13 “(f) NATIONAL AUDIENCE REACH CALCULATION.—
 14 In calculating the national audience reach limitations for
 15 television stations under the Commission’s regulations,
 16 UHF television stations shall be attributed with no more
 17 than 50 percent of the television households in their mar-
 18 ket.”.

19 **SEC. 4. LIMITATION ON FEDERAL COMMUNICATIONS COM-**
 20 **MISSION AUTHORITY.**

21 (a) AMENDMENT.—Section 202(c)(1)(B) of the Tele-
 22 communications Act of 1996 is amended by striking “35
 23 percent” and inserting “45 percent”.

24 (b) DEADLINE FOR IMPLEMENTATION.—The Federal
 25 Communications Commission shall amend its regulations

1 to implement the amendment made by subsection (a) with-
2 in 90 days after the date of enactment of this Act. In
3 amending such regulations, the Commission shall not re-
4 vise section 73.3555(e)(2)(i) of its regulations (47 C.F.R.
5 73.3555(e)(2)(i)).

6 **SEC. 5. MULTIPLE TELEVISION STATION OWNERSHIP.**

7 (a) LOCAL TELEVISION MULTIPLE OWNERSHIP
8 RULE CHANGES REQUIRED.—The Federal Communica-
9 tions Commission shall revise its rule for local television
10 multiple ownership set forth in section 73.3555(b) of its
11 regulations (47 C.F.R. 73.3555(b)) to permit a person or
12 entity to directly or indirectly own, operate, or control two
13 television stations in the same designated market area if—

14 (1) the grade B contours of such stations do
15 not overlap; or

16 (2) the grade B contours of such stations do
17 overlap and at least 6 independent broadcast or
18 cable television voices would remain in the des-
19 ignated market area after the transfer of ownership,
20 operation, or control of the license of the stations in
21 question.

22 (b) INDEPENDENT VOICES.—In making the revision
23 required by subsection (a), the Commission shall deter-
24 mine the number of independent broadcast or cable tele-
25 vision voices that would remain as follows:

1 (1) BROADCAST TV STATIONS.—Each independ-
2 ently owned and operating full power broadcast tele-
3 vision station within the designated market area
4 shall be counted as one independent voice.

5 (2) ONE CABLE SYSTEM COUNTED.—Regardless
6 of how many individual cable systems operate in the
7 designated market area, if cable television is gen-
8 erally available to households in the area, cable tele-
9 vision shall be treated as one independent voice.

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