

109TH CONGRESS
1ST SESSION

H. R. 1622

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

IN THE HOUSE OF REPRESENTATIVES

APRIL 13, 2005

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 CFR 73.3555) by eliminating any pro-
10 visions limiting the granting or renewal of an AM or FM

1 radio or television broadcast station license to any party
2 (including parties under common control) on the basis of
3 the ownership, operation, or control by such party of a
4 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 “39
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 CFR
 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 CFR 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 TELEVISION STATIONS.—Each
2 independently owned and operating full power broad-
3 cast television station within the designated market
4 area 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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