

111TH CONGRESS  
1ST SESSION

# H. R. 1860

To provide certain counties with the ability to receive television broadcast signals of their choice.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 1, 2009

Mr. SALAZAR (for himself and Mr. COFFMAN of Colorado) introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To provide certain counties with the ability to receive television broadcast signals of their choice.

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 “Four Corners Tele-  
5       vision Access Act of 2009”.

1 **SEC. 2. SATELLITE CARRIAGE OF CERTAIN TELEVISION**  
2 **BROADCAST SIGNALS.**

3 Section 119(a)(2)(C)(iv) of title 17, United States  
4 Code, is amended—

5 (1) by redesignating subclauses (I) and (II) as  
6 items (aa) and (bb) and inserting “(I)” before  
7 “(aa)”;

8 (2) in item (bb), as so redesignated by para-  
9 graph (1), after “Nielsen Media Research” insert  
10 the following: “; or

11 “(II)(aa) the 2 counties are lo-  
12 cated in the 46th largest designated  
13 market area for the year 2005 accord-  
14 ing to Nielsen Media Research; and

15 “(bb) the total number of tele-  
16 vision households in the 2 counties  
17 combined did not exceed 30,000 for  
18 the year 2005 according to Nielsen  
19 Media Research”.

20 **SEC. 3. CABLE CARRIAGE OF CERTAIN TELEVISION BROAD-**  
21 **CAST SIGNAL.**

22 Section 341 of Communications Act of 1934 (47  
23 U.S.C. 341) is amended by adding at the end the fol-  
24 lowing:

25 “(c) RULE OF CONSTRUCTION.—

1           “(1) SIGNIFICANTLY VIEWED.—Each television  
2 broadcast station broadcasting in the designated  
3 market area of a State capital is deemed signifi-  
4 cantly viewed within the meaning of section 76.54 of  
5 title 47, Code of Federal Regulations, for purposes  
6 of the carriage and retransmission of the signals of  
7 such broadcast station by a cable system, translator,  
8 or other multichannel video programming dis-  
9 tributor.

10           “(2) RETRANSMISSION PERMITTED.—Notwith-  
11 standing the provisions of section 325(b), a cable  
12 system, translator, or other multichannel video pro-  
13 gramming distributor may retransmit the signal of  
14 any television broadcast station described in para-  
15 graph (1) within a covered county.

16           “(3) DEFINITION OF COVERED COUNTY.—For  
17 purposes of this subsection, a county is a covered  
18 county if—

19           “(A) it is 1 of 2 counties located in the  
20 46th largest designated market area for the  
21 year 2005 according to Nielsen Media Re-  
22 search; and

23           “(B) the total number of television house-  
24 holds in the 2 counties combined did not exceed

- 1 30,000 for the year 2005 according to Nielsen
- 2 Media Research.”.

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