

The House Committee on Energy, Utilities and Telecommunications offers the following substitute to SB 529:

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 76 of Title 36 of the Official Code of Georgia Annotated, relating to
2 expedited franchising of cable and video services, so as to clarify the definitions of cable
3 service and video service relative to the "Consumer Choice for Television Act"; to provide
4 for related matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Chapter 76 of Title 36 of the Official Code of Georgia Annotated, relating to expedited
8 franchising of cable and video services, is amended by revising paragraphs (3) and (16) of
9 Code Section 36-76-2, relating to definitions, as follows:

10 "(3) 'Cable service' means the one-way transmission to subscribers of video programming
11 or other programming service and subscriber interaction, if any, which is required for the
12 selection or use of such video programming or other programming service. Cable service
13 shall not include any video programming provided by a provider of commercial mobile
14 service as defined in 47 U.S.C. Section 332(d) or ~~video programming provided as part~~
15 ~~of and via a service that enable users to access content, information, e-mail, or other~~
16 ~~services offered over the public Internet~~ video programming accessed via a service that

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17 enables users to access content, information, email, or other services offered over the
18 internet, including streaming content."

19 "(16) 'Video service' means the provision by a video service provider of video
20 programming through wireline facilities located at least in part in the public rights of way
21 without regard to delivery technology, including ~~Internet~~ internet protocol technology.

22 This term shall not include:

23 (A) Any ~~any~~ video programming provided by a provider of commercial mobile service
24 as defined in 47 U.S.C. Section 332(d);

25 (B) Any video programming provided by a provider of a direct broadcast satellite
26 service as defined in 47 U.S.C. Section 335(b)(5); or

27 (C) Video programming accessed via a service that enables users to access content,
28 information, email, or other services offered over the internet, including streaming
29 content ~~video programming provided as part of and via a service that enables users to~~
30 ~~access content, information, e-mail, or other services offered over the public Internet."~~

31 **SECTION 2.**

32 All laws and parts of laws in conflict with this Act are repealed.