

SENATE BILL 2693

By Southerland

AN ACT to amend Tennessee Code Annotated, Title 7,
Chapter 59 and Title 65, Chapter 25, relative to
services.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 7-59-303(3), is amended by deleting the subdivision and substituting instead:

(3) "Cable service":

(A) Has the meaning set forth in 47 U.S.C. § 522(6);

(B) Includes video programming accessed via a service that enables end users to access content, information, electronic mail, or other services offered over the internet, including streaming video content; and

(C) Does not include video programming provided by a commercial mobile service provider, as defined in 47 U.S.C. § 332(d);

SECTION 2. Tennessee Code Annotated, Section 7-59-303(19), is amended by deleting the subdivision and substituting instead:

(19) "Video service":

(A) Means the provision of video programming by a video service provider through wireline facilities located, at least in part, in the public rights-of-way without regard to delivery technology, including internet protocol technology;

(B) Includes video programming accessed via a service that enables end users to access content, information, electronic mail, or other services offered over the internet, including streaming video content; and

(C) Does not include:

(i) Video programming provided by a commercial mobile service provider, as defined in 47 U.S.C. § 332(d);

(ii) Direct-to-home satellite services, as defined in 47 U.S.C. § 303(v); or

(iii) Cable service; and

SECTION 3. Tennessee Code Annotated, Section 7-59-303(11)(A), is amended by deleting the language "for providing cable or video services" and substituting instead "for providing cable or video services or internet access services" and deleting subdivision (v) and substituting instead:

(v) Revenue from services provided over the cable system or video service system that are associated with or classified as non-cable or non-video services under federal law, including, but not limited to, revenues received from providing telecommunications services, information services other than cable or video services or internet access services, or directory or internet advertising services, including, but not limited to, yellow pages, white pages, banner, and electronic publishing advertising.

Where the sale of any such non-cable or non-video service is bundled with the sale of any cable or video service or services and sold for a single non-itemized price, the term "gross revenues" includes only those revenues that are attributable to cable or video services based on the provider's books and records;

SECTION 4. This act takes effect July 1, 2024, the public welfare requiring it.