

House Study Bill 34 - Introduced

HOUSE FILE _____
BY (PROPOSED COMMITTEE
ON COMMERCE BILL BY
CHAIRPERSON LUNDGREN)

A BILL FOR

1 An Act relating to the application for a certificate of
2 franchise authority applicable to the provision of video
3 services and including effective date provisions.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 477A.1, subsection 16, Code 2023, is
2 amended to read as follows:

3 16. "Video service" means video programming services
4 provided by a competitive video service provider through
5 wireline facilities located at least in part in the public
6 right-of-way without regard to delivery technology, including
7 internet protocol technology. "Video service" does not include
8 any ~~video~~ of the following:

9 a. Video programming provided by a provider of commercial
10 mobile service as defined in 47 U.S.C. §332, ~~or cable.~~

11 b. Cable service provided by an incumbent cable provider or
12 a competitive cable service provider ~~or any.~~

13 c. Video programming provided by a provider of
14 direct-to-home satellite services as defined in 47 U.S.C.
15 §303(v).

16 d. Any video programming ~~provided solely as part of, and~~
17 accessed via, a service that enables users to access content,
18 information, electronic mail, or other services offered over
19 the ~~public~~ internet, including digital audio-visual works.

20 Sec. 2. EFFECTIVE DATE. This Act, being deemed of immediate
21 importance, takes effect upon enactment.

22 EXPLANATION

23 The inclusion of this explanation does not constitute agreement with
24 the explanation's substance by the members of the general assembly.

25 This bill modifies the definition of "video service"
26 applicable to a competitive video service provider applying for
27 a certificate of franchise authority to provide cable and video
28 services.

29 The bill excludes video programming offered by a provider
30 of direct-to-home satellite services as video service. The
31 bill also excludes digital audio-visual works offered over the
32 internet as video service.

33 The bill takes effect upon enactment.