

CHAPTER 35
VIDEO SERVICES FRANCHISES
H.F. 250

AN ACT relating to the application for a certificate of franchise authority applicable to the provision of video services and including effective date provisions.

Be It Enacted by the General Assembly of the State of Iowa:

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

16. “*Video service*” means video programming services provided by a competitive video service provider through wireline facilities owned, controlled, constructed, or operated by the provider of such video service and located at least in part in the public right-of-way without regard to delivery technology, including internet protocol technology. “*Video service*” does not include any video of the following:

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

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

c. Video programming provided by a provider of direct-to-home satellite services as defined in 47 U.S.C. §303(v) and that are transmitted from a satellite directly to a customer’s premises without using or accessing any portion of the public right-of-way.

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

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

Approved April 28, 2023