
DIGEST

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HB 276 Reengrossed

2022 Regular Session

Bishop

Abstract: Specifies that certain video programming, including streaming services, are excluded from the definition of "video service" and "cable service" for purposes of franchise fees.

Present law defines "cable service" as the one-way transmission to subscribers of video programming or other programming service and any subscriber interaction required for the selection or use of video programming or other programming service. Present law excludes video programming provided by a commercial mobile service provider from the definition of "cable service".

Proposed law retains the exclusion for video programming provided by a commercial service provider from the definition of "cable service" and adds video programming accessed via a service that enables users to access content, information, e-mail, or other services offered over the internet, including streaming content to the exclusion.

Present law defines "video service" as video programming services provided through wireline facilities located at least in part in the public rights of way without regard to delivery technology, including internet protocol technology. Present law excludes video programming by a commercial mobile service provider and video programming provided as part of a service enabling users to access information over the internet from the definition of "video service".

Proposed law retains present law but excludes direct-to-home satellite services as defined in present federal law from the definition of "video service" and specifies that streaming content is included in the video programming that is excluded from the definition of "video service".

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 45:1363(intro. para.), (1), and (14))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Ways and Means to the original bill:

1. Delete provisions in proposed law authorizing the secretary of state to audit, file suit, and resolve disputes relating to franchise fee payments.
2. Exclude video programming accessed via a service that enables users to access content,

information, e-mail, or other services offered over the internet, including streaming content from the definition of "cable service".

3. Exclude streaming content from the definition of "video service".

The House Floor Amendments to the engrossed bill:

1. Specify that a "video service" is a service provided by a video service provider.
2. Remove direct broadcast satellite service from services excluded from the definition of "video service" and exclude instead direct-to-home satellite services as defined in present federal law.
3. Add an effective date of upon signature of the governor or lapse of time for gubernatorial action.