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Bill no.: Committee Print
Amendment no.: 2
H.L.C.
Date offered: 10/26/05
Disposition: Agreed to by VV

AMENDMENT TO THE COMMITTEE PRINT

OFFERED BY MR. BARTON OF TEXAS

Manager's amendment

Page 14, strike line 14 and insert "3 months after issuance."

Page 15, line 8, strike "issued" insert "redeemed, and issued but not expired,".

Page 15, at the end of line 8 insert the following: "The Assistant Secretary may expend up to $5,000,000 of the administrative expenses on the public outreach program required by section 330(d)(4) of the Communications Act of 1934 (47 U.S.C. 330(d)(4))."

Page 20, strike line 5 through 7 and insert the following: "receive and display signals only in the analog television service.".

Page 32, strike lines 9 through 22 and insert the following:

1 (c) COMPARABLE TREATMENT OF SATELLITE CAR-
2 RIERS.—Section 338 of the Communications Act of 1934
3 (47 U.S.C. 338) is amended—

1 (1) by adding at the end the following new sub-
2 section:
3 "(*l*) SPECIFIC CARRIAGE OBLIGATIONS AFTER DIG-
4 ITAL TRANSITION.—
5 "(1) CARRIAGE OF DIGITAL FORMATS.—With
6 respect to any television station that requests car-
7 riage under this section and that is transmitting
8 broadcast programming exclusively in the digital tel-
9 evision service in a local market in the contiguous
10 United States (hereafter in this paragraph referred
11 to as an eligible requesting station), a satellite car-
12 rier carrying the digital signal of any other local tel-
13 evision station in that local market shall carry the
14 eligible requesting station's primary video stream
15 and program-related material, without material deg-
16 radation, if the licensee for that eligible requesting
17 station—
18 "(A) relies on this section to obtain car-
19 riage of the primary video stream and program-
20 related material by that satellite carrier in that
21 market; and
22 "(B) permits the satellite carrier to carry
23 without compensation any other programming
24 broadcast by that local station that is carried
25 on that system.

1 "(2) FORMATTING OF PRIMARY VIDEO
2 STREAM.—A satellite carrier must offer the primary
3 video stream and program-related material of an eli-
4 gible requesting station in the digital format trans-
5 mitted by the station if the satellite carrier carries
6 the primary video stream of any other local tele-
7 vision station in that local market in the same dig-
8 ital format.
9 "(3) MULTIPLE FORMATS PERMITTED.—A sat-
10 ellite carrier may offer the primary video stream and
11 program-related material of an eligible requesting
12 station in any analog or digital format or formats,
13 whether or not doing so requires conversion from the
14 format transmitted by that eligible requesting sta-
15 tion, so long as—
16 "(A) the satellite carrier offers the primary
17 video stream and program-related material in
18 the converted analog or digital format or for-
19 mats without material degradation; and
20 "(B) also offers the primary video stream
21 and program-related material in the manner or
22 manners required by this subsection.
23 "(4) TRANSITIONAL CONVERSIONS.—Notwith-
24 standing any requirement in paragraphs (1) and (2)
25 to carry the primary video stream and program re-

1 lated material in the digital format transmitted by
2 the local television station, but subject to the prohi-
3 bition on material degradation, until January 1,
4 2014, a satellite carrier—
5 "(A) shall offer the primary video stream
6 and programming-related material of any local
7 television broadcast station required to be car-
8 ried under paragraph (1) in the format nec-
9 essary for such stream to be viewable on analog
10 and digital televisions; and
11 "(B) may convert the primary video
12 stream and program-related material to stand-
13 ard-definition format in lieu of offering it in the
14 digital format transmitted by the local television
15 station.
16 "(5) LOCATION AND METHOD OF CONVER-
17 SION.—A satellite carrier may perform any conver-
18 sion permitted or required by this subsection at any
19 location, from the local receive facility to the cus-
20 tomer premises, inclusive.
21 "(6) CONVERSIONS NOT TREATED AS DEGRADA-
22 TION.—Any conversion permitted or required by this
23 subsection shall not, by itself, be treated as a mate-
24 rial degradation.

1 "(7) CARRIAGE OF PROGRAM-RELATED MATE-
2 RIAL.—The obligation to carry program related ma-
3 terial under this subsection is effective only to the
4 extent technically feasible.
5 "(8) DEFINITION OF STANDARD-DEFINITION
6 FORMAT.—For purposes of this subsection, a stream
7 shall be in standard definition digital format if such
8 stream meets the criteria for such format as speci-
9 fied in the standard recognized by the Commission
10 in section 73.682 of its rules (47 CFR 73.682) or
11 a successor regulation.";
12 (2) in subsection (b)(1), by striking "subsection
13 (a)" and inserting "subsections (a) or (*l*)";
14 (3) in subsection (c)(1), by striking "subsection
15 (a)(1)" and inserting "subsections (a)(1) and (*l*)";
16 and
17 (4) in subsection (c)(2), by striking "subsection
18 (a)" and inserting "subsections (a) and (*l*)".