

S 3191

Satellite Television Extension and Localism Act of 2010

Congress: 111 (2009–2011, Ended)

Chamber: Senate

Policy Area: Science, Technology, Communications

Introduced: Mar 26, 2010

Current Status: Held at the desk.

Latest Action: Held at the desk. (Apr 13, 2010)

Official Text: <https://www.congress.gov/bill/111th-congress/senate-bill/3191>

Sponsor

Name: Sen. Hutchison, Kay Bailey [R-TX]

Party: Republican • **State:** TX • **Chamber:** Senate

Cosponsors

No cosponsors are listed for this bill.

Committee Activity

No committee referrals or activity are recorded for this bill.

Subjects & Policy Tags

Policy Area:

Science, Technology, Communications

Related Bills

Bill	Relationship	Last Action
111 S 2764	Related bill	Dec 22, 2010: By Senator Rockefeller from Committee on Commerce, Science, and Transportation filed written report. Report No. 111-385.
111 S 3706	Related bill	Aug 4, 2010: Read twice and referred to the Committee on Finance.
111 HR 4213	Related bill	Jul 22, 2010: Became Public Law No: 111-205.
111 S 3333	Related bill	May 27, 2010: Became Public Law No: 111-175.

Summary (as of Mar 26, 2010)

Satellite Television Extension and Localism Act of 2010 - Requires a satellite carrier whose secondary transmissions are subject to statutory licensing to deposit a filing fee semiannually with the Register of Copyrights.

Revises requirements regarding the royalty fee a satellite carrier making secondary transmissions is required to make semiannually.

Applies various existing provisions to digital transmissions by removing the word "analog."

Modifies requirements regarding the setting of the statutory licensing fee.

Shifts certain tasks from the Librarian of Congress to the Copyright Royalty Judges.

Extends through December 31, 2020, the earliest date through which voluntary royalty agreements remain in effect.

Revises requirements regarding the establishment of royalty fees for secondary transmissions of network and non-network stations.

Redesignates superstations as non-network stations.

Removes provisions requiring statutory licenses for secondary transmissions of significantly viewed signals.

Revises requirements regarding local-into-local satellite retransmissions.

Increases specified maximum statutory damages for violation of territorial restrictions.

Extends through December 31, 2020, the copyright liability moratorium allowing a subscriber who does not receive a signal of Grade A intensity of a local network broadcast station to receive signals of network stations affiliated with the same network, if that subscriber had satellite service terminated after July 11, 1998, and before October 31, 1999 or received such service on October 31, 1999.

Requires statutory licenses for secondary transmissions into a station's local market relating to significantly viewed stations or low power programming.

Sets forth special secondary transmission licensing provisions with respect to: (1) states with a single full-power network station; (2) states with all network stations and non-network stations in the same local market; (3) specified other stations; and (4) networks of noncommercial educational broadcast stations.

Requires, when an injunction that was imposed on a carrier before enactment of this Act because of a willful or repeated pattern or practice of delivering a primary transmission to subscribers who are not eligible to receive the transmission, waiver of the injunction if the carrier is providing local-into-local service to all DMAs and the Federal Communications Commission (FCC) makes specified certifications.

Requires an entity recognized as a qualified carrier to continue to provide local-into-local service to all DMAs. Imposes penalties for violations.

Requires a Copyright Office fee to be paid upon filing a statement of account based on certain secondary transmissions of primary transmissions.

Ends, on December 31, 2020, the effectiveness of provisions relating to limitations on exclusive rights regarding secondary transmissions of distant television programming by satellite.

Amends the Communications Act of 1934 to extend: (1) provisions allowing satellite retransmission of network station signals (without the station's consent) to a subscriber outside of the local market of the station and residing in an unserved household; and (2) the termination of provisions prohibiting a television broadcast station that provides retransmission consent from engaging in exclusive contracts for carriage or failing to negotiate in good faith, and the termination of provisions prohibiting a multichannel video programming distributor from failing to negotiate in good faith for retransmission consent.

Allows a satellite carrier to retransmit a significantly viewed signal of a station located outside of the local market in which a subscriber is located under certain conditions.

Requires each eligible satellite carrier providing any local-into-local HD secondary transmissions before enactment of this Act to carry the HD signals of qualified noncommercial educational television stations in that local market according to a specified time schedule.

Directs the FCC to require as a condition of any provision, initial authorization, or authorization renewal that a provider of direct broadcast satellite service providing video programming, or a qualified satellite provider providing such programming, reserve a specified portion of its channel capacity for noncommercial programming of an educational or informational nature.

Actions Timeline

- **Apr 13, 2010:** Received in the House.
- **Apr 13, 2010:** Held at the desk.
- **Mar 26, 2010:** Introduced in Senate
- **Mar 26, 2010:** Passed/agreed to in Senate: Introduced in the Senate, read twice, considered, read the third time, and passed without amendment by Unanimous Consent.(consideration: CR S2168-2180; text: CR S2169-2180)
- **Mar 26, 2010:** Introduced in the Senate, read twice, considered, read the third time, and passed without amendment by Unanimous Consent. (consideration: CR S2168-2180; text: CR S2169-2180)