

ACT No. 164

2022 Regular Session

HOUSE BILL NO. 276

BY REPRESENTATIVES BISHOP, AMEDEE, BRYANT, CARRIER, DEVILLIER, EMERSON, FISHER, JORDAN, LARVADAIN, MAGEE, CHARLES OWEN, SELDERS, AND ZERINGUE

1 AN ACT

2 To amend and reenact R.S. 45:1363(introductory paragraph), (1), and (14), relative to
3 franchise fees associated with video services; to provide for certain definitions; to
4 provide for an effective date; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 45:1363(introductory paragraph), (1), and (14) are hereby amended
7 and reenacted to read as follows:

8 §1363. Definitions

9 ~~When~~ As used in this Chapter, the following terms have the following
10 meanings:

11 (1) "Cable service" means the one-way transmission to subscribers of video
12 programming or other programming service and any subscriber interaction required
13 for the selection or use of ~~such~~ video programming or other programming service;
14 ~~but~~. "Cable service" shall not include any video programming provided by a
15 commercial mobile service provider or video programming accessed via a service
16 that enables users to access content, information, e-mail, or other services offered
17 over the internet, including streaming content.

18 * * *

19 (14) "Video service" means video programming services provided by a video
20 service provider through wireline facilities located at least in part in the public rights
21 of way without regard to delivery technology, including Internet protocol

1 technology. "Video service" shall not include any ~~video programming provided by~~
2 ~~a~~ of the following:

3 (a) Video programming provided by a commercial mobile service provider
4 as defined in this Section.

5 (b) Direct-to-home satellite services as defined in 47 U.S.C. 303(v).

6 (c) ~~or video~~ Video programming provided as part of accessed via a service
7 that enables users to access content, information, e-mail, or other services offered
8 over the ~~public Internet~~ internet, including streaming content.

9 * * *

10 Section 2. This Act shall become effective upon signature by the governor or, if not
11 signed by the governor, upon expiration of the time for bills to become law without signature
12 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
13 vetoed by the governor and subsequently approved by the legislature, this Act shall become
14 effective on the day following such approval.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____