

**AMENDMENT TO DISCUSSION DRAFT**  
**OFFERED BY MS. ESHOO OF CALIFORNIA**

Page 4, after line 8, insert the following (and redesignate subsequent provisions accordingly):

1 **SEC. 5. RULEMAKING ON BLOCKING OF ONLINE CONTENT**  
2 **DURING NEGOTIATIONS.**

3 Not later than 6 months after the date of the enact-  
4 ment of this Act, the Commission shall complete a rule-  
5 making proceeding to determine whether, during retrans-  
6 mission consent negotiations or after the parties to such  
7 negotiations reach an impasse resulting in the expiration  
8 of an existing retransmission consent agreement, the  
9 blocking of online content owned by or affiliated with a  
10 television broadcast station (or a person who owns or con-  
11 trols, is owned or controlled by, or is under common own-  
12 ership or control with such station) constitutes a failure  
13 to negotiate in good faith under section 325(b)(3)(C)(ii)  
14 of the Communications Act of 1934 (47 U.S.C.  
15 325(b)(3)(C)(ii)).

