

AMENDMENT TO H.R. 5036
OFFERED BY MR. COLLINS OF GEORGIA

Redesignate section 3 as section 4 and insert after
section 2 the following:

1 **SEC. 3. FACILITATING SATELLITE DELIVERY OF IN-STATE,**
2 **OUT-OF-MARKET NETWORK STATION PRO-**
3 **GRAMMING TO ORPHAN COUNTIES.**

4 (a) DEFINITIONS.—Section 119(d) of title 17, United
5 States Code, is amended—

6 (1) in paragraph (10)—

7 (A) in subparagraph (D), by striking “or”
8 after the semicolon;

9 (B) in subparagraph (E), by striking the
10 period and inserting “; or”; and

11 (C) by adding at the end the following:

12 “(F) with respect to an in-State, out-of-
13 market network station retransmission, is a
14 subscriber residing in an orphan county.”; and

15 (2) by adding at the end the following:

16 “(15) IN-STATE, OUT-OF-MARKET NETWORK
17 STATION RETRANSMISSION.—The term ‘in-State,
18 out-of-market network station retransmission’ means
19 the secondary transmission by a satellite carrier of

1 the primary transmission of any network station
2 whose community of license is located in a sub-
3 scriber's State, but in a market outside of the sub-
4 scriber's local market.

5 “(16) ORPHAN COUNTY.—The term ‘orphan
6 county’ means, with respect to an in-State, out-of-
7 market network station retransmission to a sub-
8 scriber, any county that is—

9 “(A) in a local market that is partially but
10 not entirely within the subscriber's State; and

11 “(B) not in the local market of any tele-
12 vision broadcast station that is affiliated with
13 the same network and whose community of li-
14 cense is located in the subscriber's State.”.

15 (b) STATUTORY LICENSE.—Section 119(a) of title
16 17, United States Code, is amended—

17 (1) in paragraph (2)(B)(i), by adding at the
18 end the following: “In-State, out-of-market network
19 station retransmissions to subscribers residing in or-
20 phan counties shall not count toward the limit set
21 forth in this clause.”; and

22 (2) in paragraph (3), by adding at the end the
23 following:

24 “(G) IN-STATE, OUT-OF-MARKET NETWORK
25 STATION RETRANSMISSIONS.—Nothing in this

1 paragraph shall apply to or affect in-State, out-
2 of-market network station retransmissions to
3 subscribers residing in orphan counties.”.

In section 4(a) (as redesignated), strike “section 2”
and insert “sections 2 and 3”.

