

3 Senate Bill No. 1697

4 As Amended

5 SENATE BILL NO. 1697 - By: COFFEE of the Senate and CARGILL of the
6 House.

7 [cable television systems - requiring certain issues to be
8 considered in awarding initial or renewal franchises -
9 effective date]

10 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

11 SECTION 1. AMENDATORY 11 O.S. 2001, Section 22-107.1, is
12 amended to read as follows:

13 Section 22-107.1 A. A municipality may by ordinance or
14 otherwise issue a certificate, license or permit, for the operation
15 of a cable television system. A municipality may establish such
16 certificate, license or permit requirements as it deems appropriate
17 in the exercise of its police power. Any certificate, license or
18 permit issued by the governing body shall be nonexclusive and shall
19 not exceed a period of twenty-five (25) years and may be revocable
20 by the governing body if said body determines that the holder of the
21 certificate, license or permit has willfully failed or neglected to
22 perform duties pursuant to the terms of the grant of the
23 certificate, license or permit. A certificate, license or permit
24 may be assigned or transferred subject to approval of the governing

1 body of the municipality. Nothing herein shall limit the authority
2 of a municipality to comply with state or federal law.

3 B. No municipality shall grant any overlapping certificate,
4 license, permit or franchise for cable television service within its
5 jurisdiction on terms or conditions more favorable or less
6 burdensome than those in any existing certificate, license, permit
7 or franchise within such municipality.

8 C. No municipal provisions regulating a cable television system
9 may be adopted which are inconsistent with either state or federal
10 law relating to cable television operations.

11 D. In awarding or renewing a cable television franchise, a
12 municipality may require adequate assurance that the cable operator
13 will provide adequate public, educational, and government access
14 channel capacity, facilities or financial support. A cable operator
15 may, at its sole option, provide a "family friendly" tier of video
16 services in lieu of channel capacity, facilities, or financial
17 support for public access as a condition of any franchise or renewal
18 thereof.

19 E. A "family friendly" tier of services is a group of channels,
20 offered to customers pursuant to FCC regulations, that primarily
21 contains programming with a television viewing rating of TV-Y, TV-Y7
22 or TV-G.

23 SECTION 2. This act shall become effective November 1, 2006.

1 COMMITTEE REPORT BY: COMMITTEE ON AEROSPACE, COMMUNICATIONS &
2 TECHNOLOGY, dated 2-14-06 - DO PASS, As Amended.