HEINONLINE

Citation: 3 Bernard D. Reams Jr. & William H. Manz Federal Law A Legislative History of the Telecommunications of 1996 Pub. L. No. 104-104 110 Stat. 56 1996 the Communications Decency Act S8043 1997

Content downloaded/printed from HeinOnline (http://heinonline.org) Wed Mar 20 15:37:52 2013

- -- Your use of this HeinOnline PDF indicates your acceptance of HeinOnline's Terms and Conditions of the license agreement available at http://heinonline.org/HOL/License
- -- The search text of this PDF is generated from uncorrected OCR text.

abelter, sound amplification devices, and such other soundment as may be required for the event to be carried out under this resolu-tion. The portable shelter shall be approxi-mately 50 feet by 55 feet in size to cover the Commands helicopter referred to in section 1 Commance helicopter reteries to in section 1 and to provide shelter for the public and the technology displays and video presentations associated with the event.

SEC. & EVENT PREPARATIONS.

BEC. & EVENT PREPARATIONS. The Joint Venture is authorized to conduct the event to be carried out under this resolu-tion from 5 a.m. to 3 p.m. on June 21, 1983, or on such other date as may be designated under section 1. Preparations for the event may begin at 1 p.m. on the day before the event and removal of the displays, shelter, and Comanche helicopter referred to in sec-tion 1 shall be completed by 6 a.m. on the day following the event.

SEC. & ADDITIONAL ARRANGEMENTS.

The Architect of the Capitol and the Cap-itol Police Board are authorized to make any such additional arrangements that may be equired to carry out the event under this resolutio

SEC. & LIMITATION ON REPRESENTATIONS

The Beeing Company and the United Tech-nology Corporation shall not represent, el-ther directly or indirectly, that this resolu-tion or any activity carried out under this resolution in any way constitutes approval or endorsement by the Federal Covernment of the Boeing Company or the United Tech-nology Corporation or any product or service offered by the Boeing Company or the United Technology Corporation. Technology Corporation.

SENATE RESOLUTION 129-TO ELECT KELLY D., JOHNSTON AS SECRETARY OF THE SENATE

Mr. NICKLES (for Mr. DOLE) submitted the following resolution; which was considered and agreed to:...

8. RES. 129

Resolved, That Kelly D. Johnston, of Okla-homa, be, and he hereby is, elected Secretary of the Senate beginning June 8, 1995.

SENATE RESOLUTION 130-REL-ATIVE TO THE ELECTION OF THE SECRETARY OF THE SENATE

Mr. NICKLES (for Mr. DOLE) submitted the following resolution; which was considered and agreed to:

S. RES. 130

Resolved, That the President of the United States be notified of the election of the Hon-orable Kelly D. Johnston, of Oklahoma, as Secretary of the Senate.

SENATE RESOLUTION 131-REL-ATIVE TO THE ELECTION OF THE SECRETARY OF THE SENATE

Mr. NICKLES (for Mr. DOLE) submitted the following resolution; which was considered and agreed to:

8. RES. 131

Remoted, That the House of Representa-tives be notified of the election of the Honor-able Kelly D. Johnston, of Oklahoma, as Seo-retary of the Senate.

AMENDMENTS SUBMITTED

THE TELECOMMUNICATIONS COM-PETITION AND DEREGULATION ACT OF 1995 COMMUNICATIONS DECENCY ACT OF 1995

DORGAN AMENDMENT NO. 1259

Mr. DORGAN proposed an amend-ment to the bill (S. 652) to provide for a pro-competitive, deregulatory naa pro-competitive, using matching the second and services to all Americans by opening all telecommunications markets to competition, and for other purposes; as follows:

On line 24 of page 44, strike the word "may" and insert in lieu thereof "shall".

MCCAIN AMENDMENT NO., 1260

Mr. MCCAIN proposed an amendment to the bill S. 652, supra; as follows:

to the bill S. 652, supra; as follows: On page 42, strike out line 23 and all that follows through page 43, line 2, and insert in lieu thereof the following: "() CONGRESSINAL NOTIFICATION OF UNI-VERSAL SERVICE CONTRIBUTIONS.—The Com-mission may not take action to impose uni-versal service contributions under subsection (c), or take action to increase the amount of such contributions, nuti-"(i) the Commission submits to the Com-mittee on Commerce Science, and Transpor-

"(1) the Commission submits to the Com-mittee on Commerce, Science, and Transpor-tation of the Senate and the Committee on Commerce of the Honse of Representatives a report on the contributions, or increase in such contributions, to be imposed; and "(3) a period of 120 days has elapsed after. the date of the submittal of the report. "(k) EFFECTIVE DATE.-This section takes effect on the date of the enactment of the relecommunications Act of 1995, except for subsections (c), (e), (f), (g), and (j), which shall take effect one year after the date of the enactment of that Act."

MCCAIN (AND OTHERS) AMENDMENT NO. 1261

Mr. MCCAIN (for himself, Mr. PACK-MT. MCCAIN (107 HIMBER, BL. I ARA WOOD, Mr. CRAIG, Mr. KYL, Mr. GRAMM, Mr. ABRAHAM, Mr. DOMENICI, Mr. THOM-AS, Mr. KEMPTHORNE, and Mr. BURNS) proposed an amendment to the bill S. 652, supra; as follows:

On page 90, line 6, after "necessity.", in-sert: "Full implementation of the checklist found in subsection (b/3) shall be deemed in full satisfaction of the public interest, convenience, and necessity requirement of this

MCCAIN AMENDMENT NO. 1262

Strike section 310 of the Act and renumber

COHEN (AND OTHERS)

Mr. COHEN (for himself, Ms. SNOWE, Mr. THURMOND, Mrs. HUTCHINSON, and Mr. LEAHY) proposed an amendment to bill S. 652, supra; as follows: On page 8, between lines 12 and 13, insert the following: (15) When devices for achieving access to

telecommunications systems have been available directly to consumers on a com-petitive basis, consumers have enjoyed ex-panded choice, lower prices, and increased innovation.

(16) While recognizing the legitimate inter-est of multichannel video programming dis-tributors to ensure the delivery of services tributors to ensure the delivery of services to authorised recipients only, addressable converter boxes should be available to con-sumers on a competitive basis. The private sector has the expertise to develop and adopt standards that will ensure competition of these devices. When the private sector fails to develop and adopt such standards, the Federal government may play a role by tak-ing transitional actions to ensure competiuo

On page 82, between lines 4 and 5, insert . the following:

LE IOLOWING: SEC. 208. CONFETITIVE AVAILABILITY OF CON-VERTER BOIES. Part III of tille VI (47 U.S.C. 521 et seq.) is amended by inserting after section 624A the Amended of hereine following: TEC. 634B. COMPETITIVE AVAILABILITY OF CON-VERTER BOLES. The Commission shall.

VERTER BOILS. "(a) AVAILABLIT.— The Commission shall, after notice and opportunity for public com-ment, adopt regulations to ensure the com-petitive availability of addressable converter petitive availability of addressable converter boxes to subscribers of services of multi-channel video programming distributors from manufacturers, retailers, and other vendors that are not telecommunications carriers and not affiliated with providers of telecommunications service. Such regula-tions shall take into account-"'(1) the needs of owners and distributors of video persperiments and information services

video programming and information services to ensure system and signal security and prevent theft of the programming or services: and

(ces: and "(3) the need to ensure the further deploy-ment of new technology relating to con-verter base. "(b) TEMENATION OF REDULATIONS.—The regulations adopted pursuant to this section shall provide for the termination of such re-ulations when the Commission determines that there exists a competitive market for multichannel video programming services and addressible converter boxes among man-ufacturers, retailers, and other wondors that are not biecommunications carriers and not affiliated with providers of telecommuni-cations service.". cations service.

DORGAN (AND OTHERS) AMENDMENT NO. 1264

Mr. DORGAN (for himself, Mr. SIMON, Mr. KERREY, Mr. RED, and Mr. LEAHY) proposed an amendment to the bill S. 652, supra, as follows:

On page 83, line 23, beginning with the word "after", delte all that follows through the word "services" on line 2, page 83 and in-sert therein the following: "to the artent ap-proved by the Commission and the Attorney General"

On page 88, line 17, after the word "Com-mission", add the words "and Attorney Gen-

eral". On page 89, beginning with the word "be-fore" on line 9, strike all that follows through line 18. On page 90, line 10, replace "(3)" with "(C)"; after the word "Commission" on line 11, add the words "or Attorney General"; and after the word "Commission" on line 19, add the words "and Attorney General". On page 90, after line 13, add the following paragraphs:

subparagraph." Mr. McCAIN proposed an amendment to the bill S. 652, supra; as follows:

AMENDMENT NO. 1263

the subsequent sections as appropriate.

HeinOnline -- 3 Bernard D. Reams, Jr. & William H. Manz, Federal Telecommunications Law: A Legislative History of the Telecommunications Act of 1996, Pub. L. No. 104-104, 110 Stat. 56 (1996) including the Communications Decency Act [xliv] 1997

Document No. 26

.

HeinOnline -- 3 Bernard D. Reams, Jr. & William H. Manz, Federal Telecommunications Law: A Legislative History of the Telecommunications Act of 1996, Pub. L. No. 104-104, 110 Stat. 56 (1996) including the Communications Decency Act [xlvi] 1997