ADOPTED

Senators Gooch of the 51st and Dugan of the 30th offered the following amendment:

Amend HB 1044 (LC 50 0325S) by striking "Chapter 62 of" *on lines 1 and 8, by replacing* "development authorities" *with* "local government" *on lines 2, 8, and 9, and by inserting between* "definition" *and the semicolon on line 4 the following:*

of cable service and video service in the "Consumer Choice for Television Act"

By inserting between lines 51 and 52 the following as Section 1A:

Said title is further amended in Code Section 36-76-2, relating to definitions, by revising paragraphs (3) and (16) as follows:

"(3) 'Cable service' means the one-way transmission to subscribers of video programming or other programming service and subscriber interaction, if any, which is required for the selection or use of such video programming or other programming service. Such term ~~Cable service~~ shall not include any video programming provided by a provider of commercial mobile service as defined in 47 U.S.C. Section 332(d) or video programming ~~provided as part of and~~ accessed via a service that ~~enable~~ enables users to access content, information, ~~e-mail~~ email, or other services offered over the ~~public Internet~~ internet, including digital audiovisual works."

"(16) 'Video service' means the provision by a video service provider of video programming through wireline facilities located at least in part in the public rights of way without regard to delivery technology, including ~~Internet~~ internet protocol technology. Such ~~This~~ term shall not include any video programming provided by a provider of commercial mobile service or direct-to-home satellite services, as defined in 47 U.S.C. ~~Section 332(d)~~ Sections 332 (d) and 303(v), respectively, or video programming ~~provided as part of and~~ accessed via a service that enables users to access content, information,

~~e-mail~~ email, or other services offered over the ~~public Internet~~ internet, including digital audiovisual works."