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LAW/RWH

P.L.2012, CHAPTER 54, *approved September 19, 2012*
Assembly, No. 2125 (*First Reprint*)

1 AN ACT concerning certain cable television price changes and
2 'channel offerings,'¹ supplementing P.L.1972, c.186 (C.48:5A-1
3 et seq.).
4

5 **BE IT ENACTED** *by the Senate and General Assembly of the State*
6 *of New Jersey:*
7

8 1. Notwithstanding any law, rule, regulation or order to the
9 contrary, a cable television company shall not be required to
10 provide advance notification to the Office of Cable Television, to
11 the cable television company's subscribers, or to the municipalities
12 in its service area, 'a.'¹ prior to implementing a decrease in the price
13 it charges its subscribers for cable television service, provided that
14 the decrease in price is not due to a change in service ' , or b. prior
15 to the addition of new channels to the cable television company's
16 channel offerings'¹.

17 Nothing in this section shall be construed to supersede, or deny a
18 subscriber any rights or protections provided by, the New Jersey
19 consumer fraud act, P.L.1960, c.39 (C.56:8-1 et seq.).
20

21 2. This act shall take effect on the 60th day after the date of
22 enactment, but the Board of Public Utilities may take such
23 anticipatory administrative action in advance thereof as shall be
24 necessary for the implementation of this act.
25
26
27

28
29 _____
30 Eliminates requirement for CATV companies to provide advance
notification of price decreases or addition of channel offerings.

EXPLANATION – Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹Assembly ATU committee amendments adopted March 12, 2012.

ASSEMBLY, No. 2125

STATE OF NEW JERSEY 215th LEGISLATURE

INTRODUCED JANUARY 30, 2012

Sponsored by:

Assemblyman JOHN J. BURZICHELLI
District 3 (Cumberland, Gloucester and Salem)
Assemblyman UPENDRA J. CHIVUKULA
District 17 (Middlesex and Somerset)

SYNOPSIS

Eliminates requirement for CATV companies to provide advance notification of price decreases.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 3/6/2012)

1 AN ACT concerning certain cable television price changes and
2 supplementing P.L.1972, c.186 (C.48:5A-1 et seq.).

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6

7 1. Notwithstanding any law, rule, regulation or order to the
8 contrary, a cable television company shall not be required to
9 provide advance notification to the Office of Cable Television, to
10 the cable television company's subscribers, or to the municipalities
11 in its service area, prior to implementing a decrease in the price it
12 charges its subscribers for cable television service, provided that the
13 decrease in price is not due to a change in service.

14 Nothing in this section shall be construed to supersede, or deny a
15 subscriber any rights or protections provided by, the New Jersey
16 consumer fraud act, P.L.1960, c.39 (C.56:8-1 et seq.).

17

18 2. This act shall take effect on the 60th day after the date of
19 enactment, but the Board of Public Utilities may take such
20 anticipatory administrative action in advance thereof as shall be
21 necessary for the implementation of this act.

22

23

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STATEMENT

25

26 This bill eliminates the requirement for cable television
27 companies to provide advance notification of price decreases to the
28 Office of Cable Television, their subscribers, and to affected
29 municipalities, prior to implementing a price decrease for cable
30 television service, provided that the price decrease is not a result of
31 a change in service.

32 Under current regulations, any cable television company which
33 implements a decrease in its prices for providing cable television
34 service to its subscribers is required to provide advance notification
35 of such a price decrease to the Office of Cable Television, to each
36 of its subscribers, and to each municipality in its service area.

ASSEMBLY TELECOMMUNICATIONS AND UTILITIES
COMMITTEE

STATEMENT TO
ASSEMBLY, No. 2125

with committee amendments

STATE OF NEW JERSEY

DATED: MARCH 12, 2012

The Assembly Telecommunications and Utilities Committee reports favorably Assembly Bill No. 2125, with committee amendments.

This bill, as amended, eliminates the requirement for cable television companies to provide advance notification of price decreases or of an alteration in channel allocation to the Office of Cable Television, the company's subscribers, and to affected municipalities, prior to implementing a price decrease for cable television service, provided that the price decrease is not a result of a change in service.

Under current regulation (N.J.A.C.14:18-3.16) and (N.J.A.C.14:18-3.17), respectively, any cable television company which implements a decrease in its prices for providing cable television service to its subscribers, or which alters channel allocation, is required to provide advance notification of such a price decrease or alteration in channel allocation to the Office of Cable Television, to each of its subscribers, and to each municipality in its service area.

COMMITTEE AMENDMENTS:

The committee amended the bill to eliminate the requirement that a cable television company provide advance notification of an alteration in channel allocation to the Office of Cable Television, to each of its subscribers, and to each municipality in its services area.

SENATE ECONOMIC GROWTH COMMITTEE

STATEMENT TO

[First Reprint]

ASSEMBLY, No. 2125

STATE OF NEW JERSEY

DATED: JUNE 14, 2012

The Senate Economic Growth Committee reports favorably Assembly Bill No. 2125 (1R).

This bill eliminates a Board of Public Utilities requirement that cable television (“CATV”) companies provide advance notification of price decreases, or of the addition of channel offerings to the Office of Cable Television, the company’s subscribers, and to affected municipalities, provided that the price decrease is not a result of a change in service.

Under current regulation (N.J.A.C.14:18-3.16) and (N.J.A.C.14:18-3.17), respectively, any CATV company which implements a decrease in its prices for providing CATV service to its subscribers, or which alters channel allocation, is required to provide advance notification of such a price decrease or alteration in channel allocation to the Office of Cable Television, to each of its subscribers, and to each municipality in its service area.

As reported by the committee, Assembly Bill No. 2125 is identical to Senate Bill No. 2046 which was also reported by the committee on this date.

SENATE, No. 2046

STATE OF NEW JERSEY 215th LEGISLATURE

INTRODUCED JUNE 4, 2012

Sponsored by:

Senator JAMES BEACH

District 6 (Burlington and Camden)

Senator LINDA R. GREENSTEIN

District 14 (Mercer and Middlesex)

SYNOPSIS

Eliminates requirement for CATV companies to provide advance notification of price decreases or addition of channel offerings.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 6/26/2012)

1 AN ACT concerning certain cable television price changes and
2 channel offerings, supplementing P.L.1972, c.186 (C.48:5A-1 et
3 seq.).

4
5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:

7
8 1. Notwithstanding any law, rule, regulation or order to the
9 contrary, a cable television company shall not be required to
10 provide advance notification to the Office of Cable Television, to
11 the cable television company's subscribers, or to the municipalities
12 in its service area, a. prior to implementing a decrease in the price it
13 charges its subscribers for cable television service, provided that the
14 decrease in price is not due to a change in service, or b. prior to the
15 addition of new channels to the cable television company's channel
16 offerings.

17 Nothing in this section shall be construed to supersede, or deny a
18 subscriber any rights or protections provided by, the New Jersey
19 consumer fraud act, P.L.1960, c.39 (C.56:8-1 et seq.).

20
21 2. This act shall take effect on the 60th day after the date of
22 enactment, but the Board of Public Utilities may take such
23 anticipatory administrative action in advance thereof as shall be
24 necessary for the implementation of this act.

25
26
27 STATEMENT

28
29 This bill eliminates the requirement for cable television
30 companies to provide advance notification of price decreases or of
31 an alteration in channel allocation to the Office of Cable Television,
32 the company's subscribers, and to affected municipalities, prior to
33 implementing a price decrease for cable television service, provided
34 that the price decrease is not a result of a change in service.

35 Under current regulation (N.J.A.C.14:18-3.16) and (N.J.A.C.14:18-
36 3.17), respectively, any cable television company which implements a
37 decrease in its prices for providing cable television service to its
38 subscribers, or which alters channel allocation, is required to
39 provide advance notification of such a price decrease or alteration
40 in channel allocation to the Office of Cable Television, to each of
41 its subscribers, and to each municipality in its service area.

SENATE ECONOMIC GROWTH COMMITTEE

STATEMENT TO

SENATE, No. 2046

STATE OF NEW JERSEY

DATED: JUNE 14, 2012

The Senate Economic Growth Committee reports favorably Senate Bill No. 2046.

This bill eliminates a Board of Public Utilities requirement that cable television (“CATV”) companies provide advance notification of price decreases, or of the addition of channel offerings to the Office of Cable Television, the company’s subscribers, and to affected municipalities, provided that the price decrease is not a result of a change in service.

Under current regulation (N.J.A.C.14:18-3.16) and (N.J.A.C.14:18-3.17), respectively, any CATV company which implements a decrease in its prices for providing CATV service to its subscribers, or which alters channel allocation, is required to provide advance notification of such a price decrease or alteration in channel allocation to the Office of Cable Television, to each of its subscribers, and to each municipality in its service area.

As reported by the committee, Senate Bill No. 2046 is identical to Assembly Bill No. 2125 (1R) which was also reported by the committee on this date.