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LAW/RWH

P.L.2013, CHAPTER 232, *approved January 17, 2014*
Assembly, No. 753 (*Second Reprint*)

1 AN ACT concerning notice of cable television rates and services and
2 amending P.L.1972, c.186.

3
4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6
7 1. Section 11 of P.L.1972, c.186 (C.48:5A-11) is amended to
8 read as follows:

9 11. a. ²(1)² The board ²₁² through the office ²₁² shall, consistent
10 with federal law, prescribe just and reasonable rates, charges ²₁² and
11 classifications for the services rendered by a CATV company ¹ [,
12 and the tariffs therefor shall be filed and published in such manner
13 and on such notice as the director with the approval of the board
14 may prescribe, and shall be subject to change on such notice and in
15 such manner as the director with the approval of the board may
16 prescribe]. ²[A CATV company shall make available for public
17 inspection on its Internet website a schedule of the CATV
18 company's rates, terms, and conditions.¹]

19 (2) On an annual basis, a CATV company shall electronically
20 file, using any reasonable means and format, a schedule of the
21 CATV company's rates, terms, and conditions with the board and,
22 as applicable, electronically file with the board any specific changes
23 to the schedule of the CATV company's rates, terms, and conditions
24 to the extent required by State or federal law.²

25 b. The board shall ²₁² from time to time ²₁² cause the
26 established rates and rate schedules of each CATV company for
27 cable ¹[TV] television¹ reception service to be reviewed, and ²₁² if
28 upon ²[such]² review ²₁² it shall appear to the board that, under
29 federal law, ²[such rates, or any of them,] the rates and rate
30 schedules² are or may be excessive, unreasonable, unjustly
31 discriminatory ²₁² or unduly preferential, the board shall require the
32 CATV company to establish to ²[its] the board's² satisfaction that
33 ²[such] the CATV company's² rates are just, reasonable ²₁² and not
34 excessive or unjustly preferential or discriminatory, and for ²[such]
35 that² purpose ²₁² shall order the director to hold a hearing thereon.
36 After a hearing upon notice and full opportunity to be heard
37 afforded to the CATV company, the director may recommend
38 amendment of the schedule of cable television ²[subscription]
39 reception service² rates charged by ²[such] that CATV² company,

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 ARG committee amendments adopted June 18, 2012.

²Senate SEG committee amendments adopted December 12, 2013.

1 and ²~~such~~ the² amended schedule ^{2, 2} if approved by the board ^{2, 2}
2 shall supersede and replace the schedule so amended.

3 c. Any hearing held pursuant to this section shall be open to
4 the public, and notice thereof shall be published by the ¹~~cable~~
5 ~~television~~ CATV¹ company at least 10 days prior thereto in a
6 newspaper or newspapers of general circulation in the certificated
7 area wherein the rate schedule which is the subject of the hearing
8 applies. Every municipality may intervene in any hearing held by
9 the director pursuant to this section affecting the municipality or the
10 public within the municipality.

11 d. ²~~No~~ A² CATV company shall ²~~not~~² derive from the
12 operations of cable television reception service or cable
13 communications systems any revenues other than the fees, charges,
14 ²~~and~~² rates ²~~and tariffs~~² provided for in subsection a. of this
15 section and in subsection g. of section 28 of ²~~this act~~ P.L.1972,
16 c.186 (C.48:5A-28)².

17 e. Whenever ^{2, 2} pursuant to the provisions of P.L.1972, c.186
18 (C.48:5A-1 et seq.) ^{2, 2} the board or the director is required to
19 determine whether any of the rates, charges, fees, ²~~tariffs~~² and
20 classifications of a CATV company are unjust, unreasonable,
21 discriminatory ^{2, 2} or unduly preferential, there shall be taken into
22 consideration any fees which are charged for the use of a CATV
23 system, or part thereof, as an advertising medium, or for services
24 ancillary to ²~~such~~ that² use, and from which the CATV system
25 derives revenue, directly or indirectly, and the effect thereof upon,
26 the ²CATV² company's requirements for revenue from ²~~such~~ the²
27 fees, rates, charges, ²~~tariffs~~² and classifications subject to the
28 provisions of this section.

29 f. The provisions of this section shall not apply in any area
30 where there is effective competition as that term is used in 47
31 U.S.C. s.543.

32 g. (1) Notwithstanding the provisions of ²~~subsection a. of~~²
33 this section, or any other law, rule, regulation, or order to the
34 contrary, and consistent with federal law, the director shall not
35 require ²~~any~~ a ²~~cable television~~¹ CATV company to ²: (a)²
36 provide ²~~upon request,~~ subscribers with² a copy of the ²CATV²
37 company's schedule of prices, rates, charges, and services ¹~~,~~¹
38 ²~~to~~ (b)² post a copy of the ²CATV² company's schedule of prices,
39 rates, charges, and services in its local business office ¹~~,~~¹ or
40 ²~~to~~ (c)² provide ²~~customers~~ subscribers² or applicants for cable
41 ¹~~TV~~ television¹ reception service with an explanation ^{2, 2} in non-
42 technical terms ^{2, 2} of the ²CATV² company's products and services
43 offered, ¹or the¹ prices ², rates, charges,² and provisions applicable
44 to the services furnished or available to ²~~such customers~~ those
45 subscribers² or applicants, if the ²CATV² company provides ²~~such~~

1 information currently available prices, rates, charges, and services²
 2 in an electronic format on the ²CATV² company's Internet website
 3 in a ²clear, concise, and readily accessible² manner ², using any
 4 reasonable means and format,² that ²[reasonably] accurately²
 5 conveys the content of ²[such] the CATV company's² notices, and
 6 that allows its ²[its customers] subscribers² and applicants to
 7 thereafter make informed decisions based on the information
 8 contained in ²[such notices] the postings on the CATV company's
 9 Internet website² .

10 (2) ²[Any] A² ¹[cable television] CATV¹ company that
 11 ¹[determines] elects¹ to provide notices on ²[its] the CATV
 12 company's² Internet website pursuant to paragraph (1) of this
 13 subsection, in lieu of providing notices or explanations to ²[its
 14 customers] subscribers² or applicants, or posting notices in its local
 15 business office, shall ²:² (a) ²[offer the option] provide an
 16 explanation² to each of ²[its customers] the CATV company's
 17 subscribers on their bill periodically, though not less than quarterly,
 18 of how subscribers are² to ²[receive such notices or explanations]
 19 obtain² in written ²and electronic² form ²[on at least an annual
 20 basis,] the CATV company's currently available prices, rates,
 21 charges, and services;² and (b) provide ²[such notices or
 22 explanations] the CATV company's currently available prices,
 23 rates, charges, and services² , upon request, to ²each of the CATV
 24 company's subscribers and² applicants who are unable to access the
 25 Internet or are otherwise unable to obtain information from the
 26 ²CATV² company's website via the Internet. ²Nothing in this
 27 section shall be construed to modify or expand a CATV company's
 28 existing obligations to provide information to the board under any
 29 other section of Title 48 of the Revised Statutes, to the extent that
 30 those obligations do not conflict with this section.²

31 (cf: P.L.2006, c.83, s.8)

32

33 2. This act shall take effect immediately.

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38 Modifies certain CATV company filing requirements with BPU
 39 and CATV company subscriber notice requirements concerning
 40 rates, charges, or services.

ASSEMBLY, No. 753

STATE OF NEW JERSEY

215th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2012 SESSION

Sponsored by:

Assemblyman PETER J. BARNES, III

District 18 (Middlesex)

Assemblywoman CELESTE M. RILEY

District 3 (Cumberland, Gloucester and Salem)

Assemblywoman ANNETTE QUIJANO

District 20 (Union)

Assemblyman JOHN J. BURZICHELLI

District 3 (Cumberland, Gloucester and Salem)

Co-Sponsored by:

Assemblyman DeAngelo

SYNOPSIS

Modifies certain notice requirements concerning rates, prices, or service packages of CATV companies.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel



1 AN ACT concerning notice of cable television rates and services and
2 amending P.L.1972, c.186.

3

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

6

7 1. Section 11 of P.L.1972, c.186 (C.48:5A-11) is amended to
8 read as follows:

9 11. a. The board through the office shall, consistent with federal
10 law, prescribe just and reasonable rates, charges and classifications
11 for the services rendered by a CATV company, and the tariffs
12 therefor shall be filed and published in such manner and on such
13 notice as the director with the approval of the board may prescribe,
14 and shall be subject to change on such notice and in such manner as
15 the director with the approval of the board may prescribe.

16 b. The board shall from time to time cause the established rates
17 and rate schedules of each CATV company for cable TV reception
18 service to be reviewed, and if upon such review it shall appear to
19 the board that, under federal law, such rates, or any of them, are or
20 may be excessive, unreasonable, unjustly discriminatory or unduly
21 preferential, the board shall require the CATV company to establish
22 to its satisfaction that such rates are just, reasonable and not
23 excessive or unjustly preferential or discriminatory, and for such
24 purpose shall order the director to hold a hearing thereon. After a
25 hearing upon notice and full opportunity to be heard afforded to the
26 CATV company, the director may recommend amendment of the
27 schedule of cable television subscription rates charged by such
28 company, and such amended schedule if approved by the board
29 shall supersede and replace the schedule so amended.

30 c. Any hearing held pursuant to this section shall be open to
31 the public, and notice thereof shall be published by the cable
32 television company at least 10 days prior thereto in a newspaper or
33 newspapers of general circulation in the certificated area wherein
34 the rate schedule which is the subject of the hearing applies. Every
35 municipality may intervene in any hearing held by the director
36 pursuant to this section affecting the municipality or the public
37 within the municipality.

38 d. No CATV company shall derive from the operations of cable
39 television reception service or cable communications systems any
40 revenues other than the fees, charges, rates and tariffs provided for
41 in subsection a. of this section and in subsection g. of section 28 of
42 this act.

43 e. Whenever pursuant to the provisions of P.L.1972, c.186
44 (C.48:5A-1 et seq.) the board or the director is required to
45 determine whether any of the rates, charges, fees, tariffs and

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.

1 classifications of a CATV company are unjust, unreasonable,
2 discriminatory or unduly preferential, there shall be taken into
3 consideration any fees which are charged for the use of a CATV
4 system, or part thereof, as an advertising medium, or for services
5 ancillary to such use, and from which the CATV system derives
6 revenue, directly or indirectly, and the effect thereof upon, the
7 company's requirements for revenue from such fees, rates, charges,
8 tariffs and classifications subject to the provisions of this section.

9 f. The provisions of this section shall not apply in any area
10 where there is effective competition as that term is used in 47
11 U.S.C. s.543.

12 g. (1) Notwithstanding the provisions of subsection a. of this
13 section, or any other law, rule, regulation, or order to the contrary,
14 and consistent with federal law, the director shall not require any
15 cable television company to provide, upon request, a copy of the
16 company's schedule of prices, rates, charges, and services, to post a
17 copy of the company's schedule of prices, rates, charges, and
18 services in its local business office, or to provide customers or
19 applicants for cable TV reception service with an explanation in
20 non-technical terms of the company's products and services offered,
21 prices and provisions applicable to the services furnished or
22 available to such customers or applicants, if the company provides
23 such information in an electronic format on the company's Internet
24 website in a manner that reasonably conveys the content of such
25 notices, and that allows its customers and applicants to thereafter
26 make informed decisions based on the information contained in
27 such notices.

28 (2) Any cable television company that determines to provide
29 notices on its Internet website pursuant to paragraph (1) of this
30 subsection, in lieu of providing notices or explanations to its
31 customers or applicants, or posting notices in its local business
32 office, shall (a) offer the option to each of its customers to receive
33 such notices or explanations in written form on at least an annual
34 basis, and (b) provide such notices or explanations, upon request, to
35 applicants who are unable to access the Internet or are otherwise
36 unable to obtain information from the company's website via the
37 Internet.

38 (cf: P.L.2006, c.83, s.8)

39

40 2. This act shall take effect immediately.

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STATEMENT

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45 This bill amends section 11 of P.L.1972, c.186 (C.48:5A-11) to
46 provide, consistent with federal law, that the Director of the Office
47 of Cable Television shall not require any cable television ("CATV")

1 company to provide copies of its schedule of prices, rates, charges,
2 and services, to post copies of such schedules in its local business
3 office, or to send non-technical explanations of service packages,
4 rates, prices and other relevant service provisions to its customers
5 or applicants, if the company provides such information on its
6 Internet website.

7 The bill requires any CATV company that uses its Internet
8 website to make such notices or explanations available in lieu of
9 sending them to customers in written form, or posting them in its
10 local business office, to (1) offer the option to its customers to
11 receive such notices or explanations in written form on at least an
12 annual basis, and (2) provide such notices or explanations, upon
13 request, to applicants who are unable to access the Internet or are
14 otherwise unable to obtain information from the company's website
15 via the Internet.

ASSEMBLY REGULATORY OVERSIGHT AND GAMING
COMMITTEE

STATEMENT TO

ASSEMBLY, No. 753

with committee amendments

STATE OF NEW JERSEY

DATED: JUNE 18, 2012

The Assembly Regulatory Oversight and Gaming Committee reports favorably and with committee amendments Assembly Bill No. 753.

This bill, as amended by the committee, would require a cable television (“CATV”) company to make available for public inspection on its Internet website a schedule of the companies rates, terms, and conditions. The bill would further amend section 11 of P.L.1972, c.186 (C.48:5A-11) to provide, consistent with federal law, that the Director of the Office of Cable Television (“director”) shall not require any CATV company to provide copies of its schedule of prices, rates, charges, and services, to post copies of such schedules in its local business office, or to send non-technical explanations of service packages, rates, prices, and other relevant service provisions to its customers or applicants, if the company provides such information on its Internet website.

The bill would require any CATV company that uses its Internet website to make such notices or explanations available in lieu of sending them to customers in written form, or posting them in its local business office, to (1) offer the option to its customers to receive such notices or explanations in written form on at least an annual basis, and (2) provide such notices or explanations, upon request, to applicants who are unable to access the Internet or are otherwise unable to obtain information from the company's website via the Internet.

This bill was pre-filed for introduction in the 2012-2013 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.

COMMITTEE AMENDMENTS:

The proposed amendments insert a provision in subsection a. of section 1 of the bill that would require a CATV company, rather than publishing tariffs as the director may prescribe, to post a schedule of its rates, terms, and conditions on the company’s Internet website. The proposed amendments also make technical and clarifying corrections to ensure the proper usage of statutorily-defined terms and phrases.

SENATE ECONOMIC GROWTH COMMITTEE

STATEMENT TO

[First Reprint]

ASSEMBLY, No. 753

with committee amendments

STATE OF NEW JERSEY

DATED: DECEMBER 9, 2013

The Senate Economic Growth Committee reports favorably and with committee amendments Assembly Bill No. 753 (1R).

As amended and reported, this bill requires a cable television (CATV) company to electronically file with the Board of Public Utilities (BPU) a schedule of the company's rates, terms, and conditions, and any changes to that schedule, on an annual basis. The bill deletes from current law the requirement that has a CATV company publish tariffs with the BPU as the BPU may prescribe.

The bill provides that the Director of the Office of Cable Television (director), as consistent with federal law, shall not require a CATV company to: 1) provide copies of its schedule of prices, rates, charges, and services to subscribers; 2) post copies of its schedule in its local business office; or 3) send non-technical explanations of the company's products and services offered, or the prices, rates, charges, and provisions applicable to the services furnished or available to its subscribers or applicants for service. These conditions would only apply to a CATV company providing its currently available prices, rates, charges, and services on its website in a clear, concise, and readily accessible manner, using any reasonable means and format, accurately conveying the content of the company's notices, and allowing its subscribers and applicants to make informed decisions based on the information contained in the postings on the company's website.

The bill requires a CATV company that uses its website to provide to subscribers and applicants for service any notices or explanations of its prices, rates, charges, and services available, in lieu of sending the information to subscribers and applicants in written form, or posting the information in its local business office, to: 1) provide an explanation in every subscriber bill, at least quarterly, of how the subscriber may receive the company's currently available prices, rates, charges, and services in written and electronic form; and 2) upon request, provide the company's currently available prices, rates, charges, and services, to subscribers and applicants who are unable to

access the Internet or are otherwise unable to obtain information from the company's website via the Internet. Nothing in the bill is meant to modify or expand a CATV company's existing obligation to provide the BPU with information under State law, so long as that obligation does not conflict with the provisions of the bill.

The committee amendments: 1) require a CATV company to electronically file its schedule of rates, terms, and conditions with the BPU on an annual basis and file any changes, rather than make that schedule available for public inspection on its website; 2) require a CATV company providing information on its website, in lieu of sending the information to subscribers in written form or posting it in its local business office, to do so in a clear, concise, and readily accessible manner using any reasonable means and format; 3) provide that nothing in the bill is meant to modify or expand a CATV company's existing obligation to provide the BPU with information under State law, so long as that obligation does not conflict with the provisions of the bill; and 4) make clarifying and grammatical corrections.

As amended and reported by the committee, Assembly Bill No. 753 (1R) is identical to Senate Bill No. 2145 which was also amended and reported by the committee on this date.

SENATE, No. 2145

STATE OF NEW JERSEY 215th LEGISLATURE

INTRODUCED JULY 26, 2012

Sponsored by:

Senator STEVEN V. OROHO

District 24 (Morris, Sussex and Warren)

Senator NELLIE POU

District 35 (Bergen and Passaic)

SYNOPSIS

Modifies certain notice requirements concerning rates, prices, or service packages of CATV companies.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning notice of cable television rates and services and
2 amending P.L.1972, c.186.

3

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

6

7 1. Section 11 of P.L.1972, c.186 (C.48:5A-11) is amended to
8 read as follows:

9 11. a. The board through the office shall, consistent with federal
10 law, prescribe just and reasonable rates, charges and classifications
11 for the services rendered by a CATV company **[**, and the tariffs
12 therefor shall be filed and published in such manner and on such
13 notice as the director with the approval of the board may prescribe,
14 and shall be subject to change on such notice and in such manner as
15 the director with the approval of the board may prescribe**]**. A
16 CATV company shall make available for public inspection on its
17 Internet website a schedule of the CATV company's rates, terms,
18 and conditions.

19 b. The board shall from time to time cause the established rates
20 and rate schedules of each CATV company for cable **[TV]**
21 television reception service to be reviewed, and if upon such review
22 it shall appear to the board that, under federal law, such rates, or
23 any of them, are or may be excessive, unreasonable, unjustly
24 discriminatory or unduly preferential, the board shall require the
25 CATV company to establish to its satisfaction that such rates are
26 just, reasonable and not excessive or unjustly preferential or
27 discriminatory, and for such purpose shall order the director to hold
28 a hearing thereon. After a hearing upon notice and full opportunity
29 to be heard afforded to the CATV company, the director may
30 recommend amendment of the schedule of cable television
31 subscription rates charged by such company, and such amended
32 schedule if approved by the board shall supersede and replace the
33 schedule so amended.

34 c. Any hearing held pursuant to this section shall be open to
35 the public, and notice thereof shall be published by the **[cable**
36 **television]** CATV company at least 10 days prior thereto in a
37 newspaper or newspapers of general circulation in the certificated
38 area wherein the rate schedule which is the subject of the hearing
39 applies. Every municipality may intervene in any hearing held by
40 the director pursuant to this section affecting the municipality or the
41 public within the municipality.

42 d. No CATV company shall derive from the operations of cable
43 television reception service or cable communications systems any
44 revenues other than the fees, charges, rates and tariffs provided for

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.

1 in subsection a. of this section and in subsection g. of section 28 of
2 this act.

3 e. Whenever pursuant to the provisions of P.L.1972, c.186
4 (C.48:5A-1 et seq.) the board or the director is required to
5 determine whether any of the rates, charges, fees, tariffs and
6 classifications of a CATV company are unjust, unreasonable,
7 discriminatory or unduly preferential, there shall be taken into
8 consideration any fees which are charged for the use of a CATV
9 system, or part thereof, as an advertising medium, or for services
10 ancillary to such use, and from which the CATV system derives
11 revenue, directly or indirectly, and the effect thereof upon, the
12 company's requirements for revenue from such fees, rates, charges,
13 tariffs and classifications subject to the provisions of this section.

14 f. The provisions of this section shall not apply in any area
15 where there is effective competition as that term is used in 47
16 U.S.C. s.543.

17 g. (1) Notwithstanding the provisions of subsection a. of this
18 section, or any other law, rule, regulation, or order to the contrary,
19 and consistent with federal law, the director shall not require any
20 CATV company to provide, upon request, a copy of the company's
21 schedule of prices, rates, charges, and services; to post a copy of the
22 company's schedule of prices, rates, charges, and services in its
23 local business office; or to provide customers or applicants for cable
24 television reception service with an explanation in non-technical
25 terms of the company's products and services offered, or the prices
26 and provisions applicable to the services furnished or available to
27 such customers or applicants, if the company provides such
28 information in an electronic format on the company's Internet
29 website in a manner that reasonably conveys the content of such
30 notices, and that allows its customers and applicants to thereafter
31 make informed decisions based on the information contained in
32 such notices.

33 (2) Any CATV company that elects to provide notices on its
34 Internet website pursuant to paragraph (1) of this subsection, in lieu
35 of providing notices or explanations to its customers or applicants,
36 or posting notices in its local business office, shall (a) offer the
37 option to each of its customers to receive such notices or
38 explanations in written form on at least an annual basis, and (b)
39 provide such notices or explanations, upon request, to applicants
40 who are unable to access the Internet or are otherwise unable to
41 obtain information from the company's website via the Internet.

42 (cf: P.L.2006, c.83, s.8)

43

44 2. This act shall take effect immediately.

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STATEMENT

This bill would require a cable television (“CATV”) company to make available for public inspection on its Internet website a schedule of the companies rates, terms, and conditions rather than publishing tariffs as the Director of the Office of Cable Television (“director”) may prescribe. The bill would further amend section 11 of P.L.1972, c.186 (C.48:5A-11) to provide, consistent with federal law, that the director shall not require any CATV company to provide copies of its schedule of prices, rates, charges, and services, to post copies of such schedules in its local business office, or to send non-technical explanations of service packages, rates, prices, and other relevant service provisions to its customers or applicants, if the company provides such information on its Internet website.

The bill would require any CATV company that uses its Internet website to make such notices or explanations available in lieu of sending them to customers in written form, or posting them in its local business office, to (1) offer the option to its customers to receive such notices or explanations in written form on at least an annual basis, and (2) provide such notices or explanations, upon request, to applicants who are unable to access the Internet or are otherwise unable to obtain information from the company's website via the Internet.

SENATE ECONOMIC GROWTH COMMITTEE

STATEMENT TO

SENATE, No. 2145

with committee amendments

STATE OF NEW JERSEY

DATED: DECEMBER 9, 2013

The Senate Economic Growth Committee reports favorably and with committee amendments Senate Bill, No. 2145.

As amended and reported, this bill requires a cable television (CATV) company to electronically file with the Board of Public Utilities (BPU) a schedule of the company's rates, terms, and conditions, and any changes to that schedule, on an annual basis. The bill deletes from current law the requirement that has a CATV company publish tariffs with the BPU as the BPU may prescribe.

The bill provides that the Director of the Office of Cable Television (director), as consistent with federal law, shall not require a CATV company to: 1) provide copies of its schedule of prices, rates, charges, and services to subscribers; 2) post copies of its schedule in its local business office; or 3) send non-technical explanations of the company's products and services offered, or the prices, rates, charges, and provisions applicable to the services furnished or available to its subscribers or applicants for service. These conditions would only apply to a CATV company providing its currently available prices, rates, charges, and services on its website in a clear, concise, and readily accessible manner, using any reasonable means and format, accurately conveying the content of the company's notices, and allowing its subscribers and applicants to make informed decisions based on the information contained in the postings on the company's website.

The bill requires a CATV company that uses its website to provide to subscribers and applicants for service any notices or explanations of its prices, rates, charges, and services available, in lieu of sending the information to subscribers and applicants in written form, or posting the information in its local business office, to: 1) provide an explanation in every subscriber bill, at least quarterly, of how the subscriber may receive the company's currently available prices, rates, charges, and services in written and electronic form; and 2) upon request, provide the company's currently available prices, rates, charges, and services, to subscribers and applicants who are unable to access the Internet or are otherwise unable to obtain information from the company's website via the Internet. Nothing in the bill is meant to

modify or expand a CATV company's existing obligation to provide the BPU with information under State law, so long as that obligation does not conflict with the provisions of the bill.

The committee amendments: 1) require a CATV company to electronically file its schedule of rates, terms, and conditions with the BPU on an annual basis and file any changes, rather than make that schedule available for public inspection on its website; 2) require a CATV company providing information on its website, in lieu of sending the information to subscribers in written form or posting it in its local business office, to do so in a clear, concise, and readily accessible manner using any reasonable means and format; 3) provide that nothing in the bill is meant to modify or expand a CATV company's existing obligation to provide the BPU with information under State law, so long as that obligation does not conflict with the provisions of the bill; and 4) make clarifying and grammatical corrections.

As amended and reported by the committee, Senate Bill No. 2145 is identical to Assembly Bill No. 753 (1R) which was also amended and reported by the committee on this date.