

5. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ESHOO OF CALIFORNIA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

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AMENDMENT TO H.R. 3309, AS REPORTED

OFFERED BY M^S. BSHOD

Page 18, after line 21, insert the following (and re-designate subsequent provisions accordingly):

1 “(n) CERTIFICATIONS REGARDING IDENTITY OF DO-
2 NORS FOR PUBLIC INSPECTION FILES.—

3 “(1) IN GENERAL.—The Commission shall re-
4 vise its rules to require the public inspection file of
5 a broadcast licensee, cable operator, or provider of
6 direct broadcast satellite service to include, from
7 each entity sponsoring political programming, a cer-
8 tification that identifies any donors that have con-
9 tributed a total of \$10,000 or more to such entity
10 in an election reporting cycle.

11 “(2) ACCURACY OF INFORMATION.—A broad-
12 cast licensee, cable operator, or provider of direct
13 broadcast satellite service may not be held respon-
14 sible for an inaccuracy in a certification filed under
15 this subsection, unless such licensee, operator, or
16 provider had actual knowledge, at the time such cer-
17 tification was filed, that such certification was false
18 or fraudulent.

19 “(3) DEFINITIONS.—In this subsection:

1 “(A) CABLE OPERATOR.—The term ‘cable
2 operator’ has the meaning given such term in
3 section 602.

4 “(B) DBS ORIGINATION PROGRAMMING.—
5 The term ‘DBS origination programming’ has
6 the meaning given such term in section 25.701
7 of title 47, Code of Federal Regulations.

8 “(C) ELECTION REPORTING CYCLE.—The
9 term ‘election reporting cycle’ means, with re-
10 spect to a request to purchase time by an entity
11 sponsoring political programming, the 2-year
12 period that begins on the date of the most re-
13 cent general election for Federal office pre-
14 ceding such request.

15 “(D) GENERAL ELECTION.—The term
16 ‘general election’ means an election occurring
17 on the first Tuesday after the first Monday in
18 November of an even-numbered year.

19 “(E) ORIGINATION CABLECASTING.—The
20 term ‘origination cablecasting’ has the meaning
21 given such term in section 76.5 of title 47,
22 Code of Federal Regulations.

23 “(F) POLITICAL PROGRAMMING.—The
24 term ‘political programming’ means program-
25 ming that communicates a message relating to

1 any political matter of national importance, in-
2 cluding a legally qualified candidate for public
3 office, any election to Federal office, or a na-
4 tional legislative issue of public importance.

5 “(G) PROGRAMMING.—The term ‘program-
6 ming’ means—

7 “(I) with respect to a broadcast li-
8 censee, broadcast programming;

9 “(ii) with respect to a cable operator,
10 origination cablecasting; and

11 “(iii) with respect to a provider of di-
12 rect broadcast satellite service, DBS origi-
13 nation programming.

14 “(H) PROVIDER OF DIRECT BROADCAST
15 SATELLITE SERVICE.—The term ‘provider of di-
16 rect broadcast satellite service’ has the meaning
17 given such term in section 335.

