

§ 76.1

- 76.1505 Public, educational and governmental access.
- 76.1506 Carriage of television broadcast signals.
- 76.1507 Competitive access to satellite cable programming.
- 76.1508 Network non-duplication.
- 76.1509 Syndicated program exclusivity.
- 76.1510 Application of certain Title VI provisions.
- 76.1511 Fees.
- 76.1512 Programming information.
- 76.1513 Open video dispute resolution.
- 76.1514 Bundling of video and local exchange services.

Subpart T—Notices

- 76.1601 Deletion or repositioning of broadcast signals.
- 76.1602 Customer service—general information.
- 76.1603 Customer service—rate and service changes.
- 76.1604 Charges for customer service changes.
- 76.1605 New product tier.
- 76.1606 Rate change while complaint pending.
- 76.1607 Principal headend.
- 76.1608 System technical integration requiring uniform election of must-carry or retransmission consent status.
- 76.1609 Non-duplication and syndicated exclusivity.
- 76.1610 Change of operational information.
- 76.1611 Political cable rates and classes of time.
- 76.1612 Personal attack.
- 76.1613 Political editorials.
- 76.1614 Identification of must-carry signals.
- 76.1615 Sponsorship identification.
- 76.1616 Contracts with local exchange carriers.
- 76.1617 Initial must-carry notice.
- 76.1618 Basic tier availability.
- 76.1619 Information on subscriber bills.
- 76.1620 Availability of signals.
- 76.1621 Equipment compatibility offer.
- 76.1622 Consumer education program on compatibility.
- 76.1630 MVPD digital television transition notices.

Subpart U—Documents to be Maintained for Inspection

- 76.1700 Records to be maintained by cable system operators.
- 76.1701 Political file.
- 76.1702 Equal employment opportunity.
- 76.1703 Commercial matter on children's programs.
- 76.1704 Proof of performance test data.
- 76.1705 Performance tests (channels delivered).
- 76.1706 Signal leakage logs and repair records.

47 CFR Ch. I (10–1–10 Edition)

- 76.1707 Leased access.
- 76.1708 Principal headend.
- 76.1709 Availability of signals.
- 76.1710 Operator interests in video programming.
- 76.1711 Emergency alert system (EAS) tests and activation.
- 76.1712 Open video system (OVS) requests for carriage.
- 76.1713 Complaint resolution.
- 76.1714 FCC rules and regulations.
- 76.1715 Sponsorship identification.
- 76.1716 Subscriber records and public inspection file.
- 76.1717 Compliance with technical standards.

Subpart V—Reports and Filings

- 76.1800 Additional reports and filings.
- 76.1801 Registration statement.
- 76.1802 Annual employment report.
- 76.1803 Signal leakage monitoring.
- 76.1804 Aeronautical frequencies: leakage monitoring (CLI).
- 76.1805 Alternative rate regulation agreements.

Subpart W—Encoding Rules

- 76.1901 Applicability.
- 76.1902 Definitions.
- 76.1903 Interfaces.
- 76.1904 Encoding rules for defined business models.
- 76.1905 Petitions to modify encoding rules for new services within defined business models.
- 76.1906 Encoding rules for undefined business models.
- 76.1907 Temporary bona fide trials.
- 76.1908 Certain practices not prohibited.
- 76.1909 Redistribution control of unencrypted digital terrestrial broadcast content.

Subpart X—Access to MDUs

- 76.2000 Exclusive access to multiple dwelling units generally.

ALPHABETICAL INDEX—PART 76

AUTHORITY: 47 U.S.C. 151, 152, 153, 154, 301, 302, 302a, 303, 303a, 307, 308, 309, 312, 315, 317, 325, 339, 340, 341, 503, 521, 522, 531, 532, 534, 535, 536, 537, 543, 544, 544a, 545, 548, 549, 552, 554, 556, 558, 560, 561, 571, 572, 573.

SOURCE: 37 FR 3278, Feb. 12, 1972, unless otherwise noted.

Subpart A—General

§ 76.1 Purpose.

The rules and regulations set forth in this part provide for the certification of cable television systems and for

Federal Communications Commission

§ 76.5

their operation in conformity with standards for carriage of television broadcast signals, program exclusivity, cablecasting, access channels, and related matters. The rules and regulations in this part also describe broadcast carriage requirements for cable operators and satellite carriers.

[37 FR 3278, Feb. 12, 1972, as amended at 70 FR 21670, Apr. 27, 2005]

§ 76.3 Other pertinent rules.

Other pertinent provisions of the Commission's rules and regulations relating to Multichannel Video and the Cable Television Service are included in the following parts of this chapter:

- Part 1—Practice and Procedure.
- Part 11—Emergency Alert System (EAS).
- Part 21—Domestic Public Radio Services (Other Than Maritime Mobile).
- Part 63—Extension of Lines and Discontinuance of Service by Carriers.
- Part 64—Miscellaneous Rules Relating to Common Carriers.
- Part 78—Cable Television Relay Service.
- Part 79—Closed Captioning of Video Programming.
- Part 91—Industrial Radio Services.

[65 FR 53614, Sept. 5, 2000]

§ 76.5 Definitions.

(a) *Cable system or cable television system.* A facility consisting of a set of closed transmission paths and associated signal generation, reception, and control equipment that is designed to provide cable service which includes video programming and which is provided to multiple subscribers within a community, but such term does not include:

- (1) A facility that services only to retransmit the television signals of one or more television broadcast stations;
- (2) A facility that serves subscribers without using any public right-of-way;
- (3) A facility of a common carrier which is subject, in whole or in part, to the provisions of Title II of the Communications Act of 1934, as amended, except that such facility shall be considered a cable system to the extent such facility is used in the transmission of video programming directly to subscribers, unless the extent of such use is solely to provide interactive on-demand services;

(4) An open video system that complies with Section 653 of the Communications Act; or

(5) Any facilities of any electric utility used solely for operating its electric utility systems.

NOTE TO PARAGRAPH (a): The provisions of Subparts D and F of this part shall also apply to all facilities defined previously as cable systems on or before April 28, 1985, except those that serve subscribers without using any public right-of-way.

(b) *Television station; television broadcast station.* Any television broadcast station operating on a channel regularly assigned to its community by § 73.606 or § 73.622 of this chapter, and any television broadcast station licensed by a foreign government: *Provided, however,* That a television broadcast station licensed by a foreign government shall not be entitled to assert a claim to carriage, program exclusivity, or retransmission consent authorization pursuant to subpart D or F of this part, but may otherwise be carried if consistent with the rules on any service tier. Further provided that a television broadcast station operating on channels regularly assigned to its community by both §§ 73.606 and 73.622 of this chapter may assert a claim for carriage pursuant to subpart D of this part only for a channel assigned pursuant to § 73.606.

(c) *Television translator station.* A television broadcast translator station as defined in § 74.701 of this chapter.

(d) *Grade A and Grade B contours.* The field intensity contours defined in § 73.683(a) of this chapter.

(e) *Specified zone of a television broadcast station.* The area extending 56.3 air km (35 air miles) from the reference point in the community to which that station is licensed or authorized by the Commission. A list of reference points is contained in § 76.53. A television broadcast station that is authorized but not operating has a specified zone that terminates eighteen (18) months after the initial grant of its construction permit.

(f) *Major television market.* The specified zone of a commercial television station licensed to a community listed in § 76.51, or a combination of such specified zones where more than one community is listed.