

# Legislative Analysis



## MODIFY DEFINITION OF “VIDEO SERVICE”

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<http://www.house.mi.gov/hfa>

**House Bill 4965 as introduced**  
**Sponsor: Rep. Joey Andrews**  
**Committee: Regulatory Reform**  
**Revised 9-26-23**

Analysis available at  
<http://www.legislature.mi.gov>

### SUMMARY:

House Bill 4965 would amend the Uniform Video Services Act to provide that the term video services, as used in the act, does not include direct-to-home satellite services or streaming content and to specify that it only includes services provided by a video service provider.

The act requires video providers to enter into a franchise agreement with a local unit of government before offering *video services* within the local unit’s boundaries.

*Video service* now means programming, cable services, internet protocol television (IPTV), or open video system (OVS) as defined in 47 USC 573<sup>1</sup> provided through facilities located at least in part in the public rights-of-way without regard to delivery technology, including internet protocol technology. It does not include any video programming provided by a commercial mobile service provider defined in 47 USC 332(d)<sup>2</sup> or provided solely as part of, and through, a service that enables users to access content, information, electronic mail, or other services offered over the internet.

The bill would modify this definition to provide that video service includes only video programming, cable services, IPTV, or OVS *provided by a video service provider*. It would also specify that video service does not include direct-to-home satellite services as defined in 47 USC 303(v)<sup>3</sup> or streaming content.

MCL 484.3301

### FISCAL IMPACT:

House Bill 4965 would not have a direct fiscal impact on the state or any local government units, to the extent that the bill would not require any new expenditures or directly create new revenue. However, the bill could have an indirect impact, to the extent that the more limited scope of the “video service” definition in the bill could influence future agreements and fee collections from video service providers, though this impact would be dependent on several factors and is currently indeterminate.

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■ This analysis was prepared by nonpartisan House Fiscal Agency staff for use by House members in their deliberations and does not constitute an official statement of legislative intent.

<sup>1</sup> <https://www.law.cornell.edu/uscode/text/47/573>

<sup>2</sup> <https://www.law.cornell.edu/uscode/text/47/332>

<sup>3</sup> [https://www.law.cornell.edu/definitions/uscode.php?width=840&height=800&iframe=true&def\\_id=47-USC-1886400918-895978877&term\\_occur=999&term\\_src=title:47:chapter:5:subchapter:III:part:I:section:303](https://www.law.cornell.edu/definitions/uscode.php?width=840&height=800&iframe=true&def_id=47-USC-1886400918-895978877&term_occur=999&term_src=title:47:chapter:5:subchapter:III:part:I:section:303)