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ASSEMBLY, No. 2339

STATE OF NEW JERSEY

219th LEGISLATURE

INTRODUCED FEBRUARY 3, 2020

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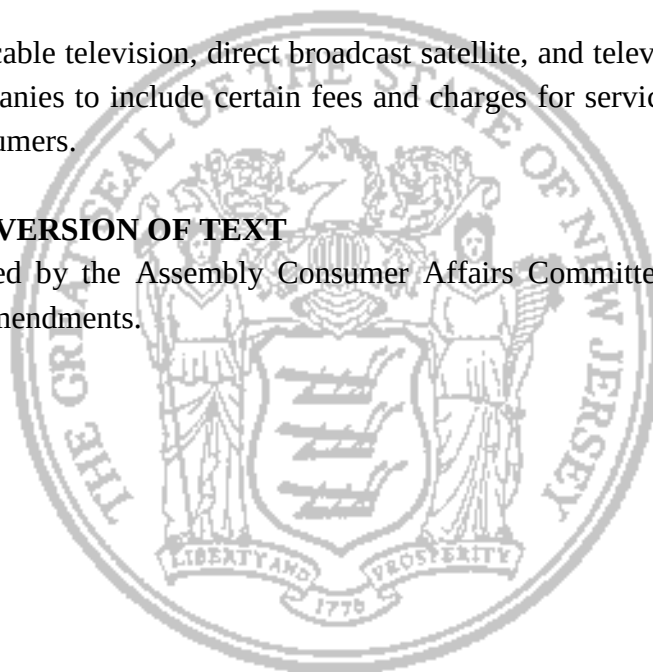
Assemblywomen Mosquera and Jimenez

SYNOPSIS

Requires cable television, direct broadcast satellite, and television streaming service companies to include certain fees and charges for service in advertised price to consumers.

CURRENT VERSION OF TEXT

As reported by the Assembly Consumer Affairs Committee on March 5, 2020, with amendments.



(Sponsorship Updated As Of: 5/17/2021)

1 AN ACT concerning certain price advertising and supplementing
 2 P.L.1972, c.186 (C.48:5A-1 et seq.) and Title 56 of the Revised
 3 Statutes.

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

7
 8 1. a. A CATV company shall not advertise its price for CATV
 9 service to a consumer in this State unless the advertised price is the
 10 total billable amount that the CATV company will charge to a
 11 consumer for the provision of CATV service based on the minimum
 12 equipment necessary per television set to receive and operate the
 13 CATV service that is being advertised.

14 ¹b.¹ A price advertised to a consumer shall include, but not be
 15 limited to, any broadcast programming fee, administrative and
 16 service fee, ¹regional sports network fee,¹ or cable television
 17 equipment fee per television set, including set-top box and remote
 18 rental fee.

19 ¹**[b.] c.**¹ The provisions of subsection a. of this section shall
 20 not ¹**[prohibit]** require¹ a CATV company ¹**[from including]** to
 21 include¹ in its advertised price for CATV service to a consumer in
 22 this State any tax, fee, or other charge that, pursuant to federal or
 23 State law, the CATV company is required to charge to a consumer
 24 and, pursuant to federal law, may itemize on a bill for CATV
 25 service ¹; however, a CATV company shall indicate with its
 26 advertised price to consumers that federal or State taxes, fees, or
 27 other charges may apply¹.

28
 29 2. a. A direct broadcast satellite service company or television
 30 streaming service company doing business in this State shall not
 31 advertise a price for television service to a consumer in this State
 32 unless the advertised price is the total billable amount that the
 33 company will charge to a consumer for the provision of the television
 34 service based on the minimum equipment necessary per television set
 35 to receive and operate the service that is being advertised.

36 ¹b.¹ A price advertised to a consumer shall include, but not be
 37 limited to, any broadcast programming fee, administrative and service
 38 fee, ¹regional sports network fee,¹ or television equipment fee per
 39 television set, including set-top box and remote rental fee, if
 40 applicable.

41 ¹**[b.] c.**¹ The provisions of subsection a. of this section shall not
 42 ¹**[prohibit]** require¹ a direct broadcast satellite service company or a
 43 television streaming service company ¹**[from including]** to include¹ in
 44 its advertised price for television service to a consumer in this State

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 ACO committee amendments adopted March 5, 2020.

1 any tax, fee, or other charge that, pursuant to federal or State law, the
2 company is required to charge to a consumer and, pursuant to federal
3 law, may itemize on a bill for service ¹; however, a direct broadcast
4 satellite service company or a television streaming service company
5 shall indicate with its advertised price to consumers that federal or
6 State taxes, fees, or other charges may apply¹.

7 c. As used in this section:

8 “Direct broadcast satellite service” shall have the same meaning as
9 provided in section 1 of P.L.2019, c.188 (C.56:12-99).

10 “Television streaming service” means a service that transmits over
11 the Internet video content that is played continuously without
12 download and whose provider charges a fee to consumers in this State.

13

14 3. A violation of section 2 of P.L. , c. (C.) (pending
15 before the Legislature as this bill) shall be an unlawful practice and
16 violation of P.L.1960, c.39 (C.56:8-1 et seq.).

17

18 4. This act shall take effect immediately, but shall remain
19 inoperative for 60 days following the date of enactment.