

AMENDMENT NO. _____ Calendar No. _____

Purpose: To require a study and provide a moratorium.

IN THE SENATE OF THE UNITED STATES—108th Cong., 2d Sess.

S. 2056

To increase the penalties for violations by television and radio broadcasters of the prohibitions against transmission of obscene, indecent, and profane language.

Referred to the Committee on _____
and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. DORGAN (for himself, Mr. LOTT, and Ms. SNOWE)

Viz:

1 At the end of the bill, insert the following:

2 **SEC. 3. MEDIA OWNERSHIP AND INDECENT BROADCAST.**

3 (a) INQUIRY AND REPORT REQUIRED.—The General
4 Accounting Office shall conduct a study examining the re-
5 lationship between the horizontal and vertical consolida-
6 tion of media companies and the number of complaints
7 and violations of the indecency prohibitions contained in
8 the statutes, regulations, and policies enforced by the Fed-
9 eral Communications Commission. The General Account-

1 ing Office shall submit a report on the results of such
2 study within one year after the date of enactment of this
3 Act to the Committee on Commerce, Science, and Trans-
4 portation of the Senate and the Committee on Energy and
5 Commerce of the House of Representatives.

6 (b) NEW BROADCAST MEDIA OWNERSHIP RULES
7 SUSPENDED.—

8 (1) SUSPENSION.—The broadcast media owner-
9 ship rules adopted by the Federal Communications
10 Commission on June 2, 2003, pursuant to its pro-
11 ceeding on broadcast media ownership rules, Report
12 and Order FCC–03–127, published at 68 FR 46286,
13 August 5, 2003, shall be invalid and without legal
14 effect until the completion and submission of the re-
15 port of the inquiry required by subsection (a).

16 (2) REINSTATEMENT OF PREVIOUS BROADCAST
17 MEDIA OWNERSHIP RULES.—Until the completion
18 and submission of the report of the inquiry required
19 by subsection (a), the broadcast media ownership
20 rules of the Federal Communications Commission
21 that were in effect on June 1, 2003, are reinstated
22 as they were in effect on June 1, 2003. Such rules
23 shall be applied and enforced both prospectively
24 after the date of enactment of this Act and retro-

1 actively to June 2, 2003, as if the media ownership
2 proceeding had not occurred.