

HOUSE BILL NO. 5123

October 23, 2025, Introduced by Reps. Harris, Tsernoglou, DeBoyer, Outman, Mentzer, Slagh, Mueller, Tate, Snyder, Byrnes, Bierlein, BeGole, Bruck, Scott and Liberati and referred to Committee on Government Operations.

A bill to amend 2006 PA 480, entitled
"Uniform video services local franchise act,"
by amending section 1 (MCL 484.3301).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. (1) This act ~~shall be known and~~ may be cited as the
2 "uniform video services local franchise act".

3 (2) As used in this act:

4 (a) "Cable operator" means that term as defined in 47 USC
5 522(5).

6 (b) "Cable service" means that term as defined in 47 USC

1 522(6) .

2 (c) "Cable system" means that term as defined in 47 USC
3 522(7) .

4 (d) "Commission" means the Michigan public service commission
5 **created in section 1 of 1939 PA 3, MCL 460.1.**

6 (e) "Franchising entity" means the local unit of government in
7 which a provider offers video services through a franchise.

8 (f) "Household" means a house, an apartment, a mobile home, or
9 any other structure or part of a structure intended for residential
10 occupancy as separate living quarters.

11 (g) "Incumbent video provider" means a cable operator serving
12 cable subscribers or a telecommunication provider providing video
13 services through the provider's existing telephone exchange
14 boundaries in a particular franchise area within a local unit of
15 government on ~~the effective date of this act.~~ **January 1, 2007.**

16 (h) "IPTV" means internet protocol television.

17 (i) "Local unit of government" means a city, village, or
18 township.

19 (j) "Low-income household" means a household with an average
20 annual household income of less than \$35,000.00 as determined by
21 the most recent decennial census.

22 (k) "Open video system" or "OVS" means that term as ~~defined~~
23 **described** in 47 USC 573.

24 (l) "Person" means an individual, corporation, association,
25 partnership, governmental entity, or any other legal entity.

26 (m) "Public rights-of-way" means the area on, below, or above
27 a public roadway, highway, street, public sidewalk, alley,
28 waterway, or utility easements dedicated for compatible uses.

29 (n) "Uniform video service local franchise agreement" or

"franchise agreement" means the franchise agreement required under this act to be the operating agreement between each franchising entity and video **service** provider in this state.

(o) "Video programming" means that term as defined in 47 USC 522(20).

(p) "Video service" means video programming, cable services, IPTV, or OVS provided **by a video service provider** through facilities located at least in part in the public rights-of-way without regard to delivery technology, including internet protocol technology. ~~This definition~~ **Video service** does not include any ~~video of the following:~~

(i) **Video** programming provided by a **provider of a** commercial mobile service ~~provider as that term is~~ defined in 47 USC 332(d). ~~or provided solely as part of, and via,~~

(ii) **Direct-to-home satellite services as that term is defined** in 47 USC 303(v).

(iii) **Video programming accessed via** a service that enables users to access content, information, ~~electronic mail, email,~~ or other services offered over the ~~public internet,~~ **including streaming content.**

(q) "Video service provider" or "provider" means a person authorized under this act to provide video service.

(r) "Video service provider fee" means the amount paid by a video service provider or incumbent video provider under section 6.

(3) The amendatory act that added this subsection does not affect the obligation of a provider that holds a uniform video local franchise agreement on or before the effective date of the amendatory act that added this subsection to provide the compensation required under this act for use of a public right-of-

1 way.