

Substituted by the House, on motion of Mr. Murphy of Peabody, for a Bill concerning the installation of cable television facilities (House, No. 3656). August 13.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Seventy-Five.

AN ACT RELATIVE TO THE INSTALLATION OF CABLE TELEVISION FACILITIES.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 166A of the General Laws is hereby amended by
2 adding the following section:—

3 *Section 22.* No operator shall enter into any agreement with
4 persons owning, leasing, controlling or managing buildings
5 served by a CATV system, or perform any act, that would directly
6 or indirectly diminish or interfere with existing rights of any
7 tenant or other occupant of such a building to use of master or
8 individual antenna equipment.

9 An operator who affixes, or causes to be affixed, CATV system
10 facilities to the property of another shall do so at no cost to the
11 owner of such property, shall indemnify the owner of such
12 property for any damage arising out of such actions, and shall not
13 interfere with the safety, functioning, appearance or use of such
14 property.

15 The consent required by section thirty-five of chapter one
16 hundred and sixty-six shall be deemed to have been granted to an
17 operator upon his delivery to the owner or lawful agent of the
18 owner of property upon which he proposed to affix CATV system
19 facilities of a copy of this section, and a signed statement that he
20 agrees to be bound by the terms of this section.

21 An owner of property, or his lawful agent, may sue in contract
 22 to enforce the provisions of an operator's agreement under this
 23 section.

24 No person owning, leasing, controlling or managing buildings
 25 served by a CATV system shall discriminate in rental or other
 26 charges between tenants who subscribe to such CATV services,
 27 and those who do not or demand or accept payment, in any form,
 28 for the affixing of CATV system equipment to such buildings,
 29 except that to which he is entitled under the provisions of this
 30 section.