

**LEGISLATIVE SERVICES AGENCY  
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

301 State House  
(317) 232-9855

**FISCAL IMPACT STATEMENT**

**LS 8031**

**BILL NUMBER: HB 1601**

**DATE PREPARED:** Feb 25, 1999

**BILL AMENDED:** Feb 24, 1999

**SUBJECT:** Cable operator access to multiple dwelling units.

**FISCAL ANALYST:** Bernadette Bartlett

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**FUNDS AFFECTED:**      **GENERAL**  
                                 **DEDICATED**  
                                 **FEDERAL**

**IMPACT:** No Fiscal Impact

**Summary of Legislation:** (Amended) This bill gives a tenant the right to receive cable service from a cable operator serving a multiple dwelling unit. Wiring furnished by a cable operator, at its expense, in a multiple dwelling unit is the personal property of the cable operator or its assignee. This bill prohibits and makes unenforceable a restriction, contract provision, or lease provision that impairs the installation, maintenance, or use of an antenna that: (1) is designed to receive direct broadcast satellite service and is one meter or less in diameter; (2) is designed to receive video programming services via multipoint distribution services and is one meter or less in diameter or diagonal measurement; or (3) is designed to receive television broadcast signals. A restriction that is otherwise prohibited is enforceable if it is not more burdensome than necessary to: (1) accomplish a clearly defined safety objective; or (2) preserve an historic building, structure, or location listed or eligible for listing in the National Register of Historic Places.

This bill also provides that a restriction that is otherwise prohibited is enforceable if it: (1) prohibits a tenant from drilling holes in walls or piercing the roof during the installation of an antenna; (2) requires wiring to enter a unit through a window; or (3) requires that the installation of an antenna be accomplished through some other non-invasive means in order to prevent damage to the unit beyond usual wear and tear.

**Effective Date:** July 1, 1999.

**Explanation of State Expenditures:**

**Explanation of State Revenues:**

**Explanation of Local Expenditures:**

**Explanation of Local Revenues:**

**State Agencies Affected:**

**Local Agencies Affected:**

**Information Sources:**