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October 22, 2024

Dori Simpson Tennessee Public Utility Commission Fiscal and Administrative Office Andrew Jackson Building, 4th Floor 502 Deaderick St., Nashville, TN 37243 Electronically Filed in TPUC Docket Room on December 19, 2024 at 3:59 p.m.

## VIA EMAIL: dori.simpson@tn.gov

Gibson Connect, LLC utilizes an IP streaming platform for its app-based video service. Following the passage of Public Chapter 60, amending Tennessee Code, Title 7, Chapter 59, Part 3, Gibson Connect stopped collecting and remitting franchise fees. The number of Tennessee customers to report in the previous fiscal year are as follows:

September 30, 2023 0 December 31, 2023 0 March 31, 2024 0 June 30, 2024 0

Gibson Connect had 1284 app-based video customers as of June 30, 2024, but is reporting 0 because of the passage of Public Chapter 60.

IN WITNESS HEREOF, I have subscribed my name, this the <u>33</u> day of October

Charles L. Phillips, P.E.

VP of Operations, Gibson Connect

cphillips@gibsonemc.com

731.562.1310 office

731.414.1241 mobile

State of Tennessee County of Gibson

Personally appeared before me, Kathy D. Bobbitt, a Notary Public in and for said County and State within named, Mr. Charles L. Phillips, Vice President of Operations for Gibson Connect, LLC, with whom I am personally acquainted, and who acknowledged that he or she executed the within instrument for the purposes therein contained.

Witness my hand, at office, this 23 day.of

Seal

My commission exp

EFFECT (e)
MARCH (e)



# State of Tennessee

# **PUBLIC CHAPTER NO. 60**

#### **HOUSE BILL NO. 487**

By Representatives Boyd, Sherrell, Hale, Thompson

Substituted for: Senate Bill No. 456

### By Senators Watson, Stevens

AN ACT to amend Tennessee Code Annotated, Title 7, Chapter 59, Part 3, relative to services.

## BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 7-59-303, is amended by deleting subdivision (3) and substituting:

#### (3) "Cable service":

- (A) Has the meaning set forth in 47 U.S.C. § 522(6); and
- (B) Does not include video programming provided by a commercial mobile service provider, as defined in 47 U.S.C. § 332(d), or video programming accessed via a service that enables end users to access content, information, electronic mail, or other services offered over the internet, including streaming video content, regardless of the provider of the internet access services;
- SECTION 2. Tennessee Code Annotated, Section 7-59-303, is amended by deleting subdivision (19) and substituting:

#### (19) "Video service":

(A) Means the provision of video programming by a video service provider through wireline facilities located, at least in part, in the public rights-of-way without regard to delivery technology, including internet protocol technology; and

## (B) Does not include:

- (i) Video programming provided by a commercial mobile service provider, as defined in 47 U.S.C. § 332(d);
- (ii) Direct-to-home satellite services, as defined in 47 U.S.C.  $\S$  303(v);
- (iii) Video programming accessed via a service that enables end users to access content, information, electronic mail, or other services offered over the internet, including streaming video content, regardless of the provider of the internet access services; or
  - (iv) Cable service; and

SECTION 3. This act takes effect upon becoming a law, the public welfare requiring it.