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(Original Signature of Member)

110TH CONGRESS
2D SESSION

H. R.

To require the Federal Communications Commission to prescribe a standard to preclude commercials from being broadcast at louder volumes than the program material they accompany.

IN THE HOUSE OF REPRESENTATIVES

Ms. ESHOO introduced the following bill; which was referred to the Committee on _____

A BILL

To require the Federal Communications Commission to prescribe a standard to preclude commercials from being broadcast at louder volumes than the program material they accompany.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Commercial Advertise-
5 ment Loudness Mitigation Act”.

1 **SEC. 2. RULEMAKING ON LOUD COMMERCIALS REQUIRED.**

2 (a) **REGULATION REQUIRED.**—Within one year after
3 the date of enactment of this Act, the Federal Commu-
4 nications Commission shall prescribe pursuant to the
5 Communications Act of 1934 (47 U.S.C. 151 et seq.) a
6 regulation that provides, in connection with any video pro-
7 gramming that is broadcast or that is distributed by any
8 multichannel video programming distributor, that—

9 (1) advertisements accompanying such video
10 programming shall not be excessively noisy or stri-
11 dent;

12 (2) such advertisements shall not be presented
13 at modulation levels substantially higher than the
14 program material that such advertisements accom-
15 pany; and

16 (3) the average maximum loudness of such ad-
17 vertisements shall not be substantially higher than
18 the average maximum loudness of the program ma-
19 terial that such advertisements accompany.

20 (b) **DEFINITIONS.**—For purposes of this section, the
21 terms “video programming” and “multichannel video pro-
22 gramming distributor” have the meanings given such
23 terms in section 602 of Communications Act of 1934 (47
24 U.S.C. 522).