

110TH CONGRESS  
2D SESSION

# S. 2591

To amend chapter 1 of title 17, United States Code, to provide an exemption from exclusive rights in copyright for certain nonprofit organizations to display live football games, and for other purposes.

---

## IN THE SENATE OF THE UNITED STATES

FEBRUARY 4, 2008

Mr. SPECTER introduced the following bill; which was read twice and referred to the Committee on the Judiciary

---

## A BILL

To amend chapter 1 of title 17, United States Code, to provide an exemption from exclusive rights in copyright for certain nonprofit organizations to display live football games, and for other purposes.

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. COPYRIGHT EXEMPTION FOR CERTAIN DIS-**  
4                               **PLAYS BY CERTAIN NONPROFIT ORGANIZA-**  
5                               **TIONS.**

6       Section 110(5) of title 17, United States Code, is  
7       amended—

1           (1) in subparagraph (A), by inserting “or (C)”  
2 after “(B)”;

3           (2) in subparagraph (B)(v), by adding “or”  
4 after the semicolon; and

5           (3) by adding at the end the following:

6           “(C) communication by an entity defined  
7 under section 3121(w)(3)(A) or (B) of the In-  
8 ternal Revenue Code of 1986 of a transmission  
9 or retransmission embodying a performance of  
10 a professional football contest intended to be re-  
11 ceived by the general public, originated by a  
12 radio or television broadcast station licensed as  
13 such by the Federal Communications Commis-  
14 sion, or if an audiovisual transmission, by a  
15 cable system or satellite radio, if—

16           “(i) no direct charge is made to see or  
17 hear the transmission or retransmission;

18           “(ii) during the communication no  
19 money is accepted or received by the orga-  
20 nization; and

21           “(iii) the transmission or retrans-  
22 mission is not further retransmitted by the  
23 establishment where the transmission or  
24 retransmission is received.”.