

Introduced by Senator Cedillo

February 17, 2010

An act to amend Section 53088.7 of the Government Code, relating to cable television.

LEGISLATIVE COUNSEL'S DIGEST

SB 1089, as introduced, Cedillo. Video Customer Service Act: fees.

Existing law authorizes a video provider, as defined, to charge a collection fee of not more than \$10, in addition to an authorized delinquency fee, in a cable television customer service transaction if the service provider sends an employee or contractor to the customer's residence in order to collect payment or disconnect service, as specified.

This bill would make technical, nonsubstantive changes to this provision.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 53088.7 of the Government Code is
- 2 amended to read:
- 3 53088.7. Notwithstanding Section 53088.2, a delinquency fee
- 4 charged in a cable television transaction ~~which~~ *that* is not in excess
- 5 of four dollars and seventy-five cents (\$4.75) and ~~which~~ *that* is
- 6 imposed in accordance with the procedures set forth in Section
- 7 53088.6 shall be valid. The delinquency fee may not exceed four
- 8 dollars and seventy-five cents (\$4.75), unless the Federal
- 9 Communications Commission expressly requires late fees to be
- 10 fully included when setting benchmark rates applicable to a cable

1 television operator. If this requirement is imposed by the Federal
2 Communications Commission, then the maximum delinquency
3 fee charged by the cable television provider shall be 1 ½ percent
4 of the delinquent amount in the relevant franchise areas for as long
5 as late fees are fully included in benchmark rates.

6 (b) A collection fee ~~which~~ *that is not in excess of more than* ten
7 dollars (\$10) and is in addition to the delinquency fee shall also
8 be valid in a cable television consumer service transaction if the
9 service provider sends an employee or contractor to the customer's
10 residence in order to collect payment or disconnect service and
11 the fee is imposed in accordance with the procedures set forth in
12 Section 53088.6.

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