



TCTV Programming Contract

Please Print Clearly in **INK**

Production Type: Field Taped Studio Live Studio Taped Truck Live Truck Taped

CONTENT GUIDELINES

This section must be completed before your program will be scheduled. In accordance with our service contracts with the City of Olympia, City of Lacey, and Thurston County, checking **YES** to any of these conditions requires TCTV to preview this program to determine the appropriate time to schedule this program.

1. **Obscene programming** is not allowed on the TCTV channel(s). Further, local and state laws prohibit the display of "erotic materials". Does the program you are submitting contain any obscene or erotic material per the definitions below? **YES** **NO**

The United States Supreme Court in 1974 under Miller vs. California, 413 US 15, 24 defines obscenity as: A work, which taken as a whole (1) appeals to the prurient interest, (2) depicts or describes sexual conduct in a patently offensive way and (3) lacks serious literary, artistic, political, or scientific value. To be considered obscene all three criteria must be met. **Prurient** is defined as: Marked by, arousing, or appealing to unusual sexual desire. **Patently** is described as: Readily visible or intelligible: obvious.

Olympia City ordinance section 9.24.100 defines erotic material as: Motion pictures, photographs, pictures, printed material and other such objects depicting: human sexual intercourse; direct physical stimulation of uncovered genitals; flagellation or torture in the context of sexual relationships; or an emphasized depiction of bare adult genitals; provided, however, that this definition applies only to those works which, applying the average standards of the city, taken as a whole appeal to the prurient interest of persons and which lack serious literary, artistic, political or scientific value.

2. **Programming that is indecent**, as defined by the Federal Communications Commission will be scheduled between 10:00pm and 6:00am. Does the program you are submitting contain any indecent material per the definition below? **YES** **NO**

Indecency is described as: Descriptions or depiction of sexual or excretory functions that are patently offensive under contemporary standards applicable to the broadcast medium. Specified profane words. (see TCTV Operating Policies for definitions)

3. Some material, such as adult situations, profane language, nudity, excessive violence, or graphic depiction of surgical procedures may be unsuitable for viewing by children. Does the program you are submitting include any such material? **YES** **NO**

If you checked **YES** to any of the foregoing questions, please accurately describe here, any and all material in your program that is either obscene, erotic, indecent or unsuitable for viewing by children (as described above).

Program Description Required: Please write a 1 or 2 sentence description of your program for us to use on the TCTV website and other publicity media.

FOR SERIES PROGRAM PRODUCERS:

Yes **No** - Do you need to reserve the TCTV Studio for your Series Program? Is your program - **Live** or **Taped**?

Please indicate the dates & times for your Studio Reservation Requests:

_____ (Dates and Times are guidelines only and are not guaranteed until staff enters them into the TCTV scheduling database.)

PROGRAMMING LIABILITY & INDEMNIFICATION AGREEMENT

Residents of Thurston County may submit programs to be cablecast by TCTV. **Imported programs must be submitted by a non-profit organization that is a member of TCTV.** Before signing this contract you should read the TCTV Operating Policies, particularly Section 5- "Programming and Channel Use." TCTV reserves the right to reschedule or remove any programming which it determines is in violation of TCTV policies or the provisions of this contract. Producers can appeal that decision pursuant to TCTV policies.

I, (print name) _____, warrant and represent to Thurston Community Television, that the program presented by me for scheduling as described on this Programming Contract does not contain:

- any advertising or material that promotes any product, service, or lottery
- material which violates any law including but not limited to obscene or erotic material, libel, invasion of privacy, or violation of trademark or copyright.

I understand that by signing this contract, I am assuming full responsibility and will be held legally accountable for the content of this programming and as such may be subject to prosecution for program content that violates any local, state, or federal law. I have read and agree to abide by all TCTV policies regarding use of TCTV channels and facilities. I agree to indemnify and hold harmless Thurston Community Television (TCTV), Comcast Cable, and all governments having cable franchise or service agreements with the foregoing, and all their respective staffs and governing boards, from any liability, loss or damage, including reasonable attorney's fees and court costs, caused by any claim of legal action arising out of the cablecast of the programming submitted by me. I have received appropriate releases for any copyrighted material used in the program. I have the authority to submit this program as the producer or as the authorized agent of the sponsoring non-profit organization.

Producer/Submitter Signature _____

Date _____

Parent/Guardian Signature (if producer is under 18 years of age) _____

Date _____