

VETOES

(a) Unless otherwise provided in this section, it is unlawful for any person, firm, partnership, corporation, or association knowingly to:

(1) Transfer or cause to be transferred any sounds OR IMAGES recorded on a phonograph record, disc, wire, tape, film, VIDEOCASSETTE, or other article NOW-KNOWN-OR-LATER-DEVELOPED on which sounds OR IMAGES are recorded OR OTHERWISE STORED, onto any other phonograph record, disc, wire, tape, film, VIDEOCASSETTE, or article with the intent to sell or cause to be sold for profit or used to promote the sale of any product, without the consent of the owner of the original fixation of sounds OR IMAGES embodied in the master recording, film, or other such article, PROVIDED, HOWEVER, THAT THIS PARAGRAPH SHALL ONLY APPLY TO SOUND RECORDINGS INITIALLY FIXED PRIOR TO FEBRUARY 15, 1972; or

(2) Transfer to or cause to be transferred to any phonograph record, disc, wire, tape, film, VIDEOCASSETTE, or other article NOW-KNOWN-OR-LATER-DEVELOPED ON WHICH SOUNDS OR IMAGES ARE RECORDED OR OTHERWISE STORED, any performance whether live before an audience or transmitted by wire or through the air by radio or television with the intent to sell or cause to be sold for profit or used to promote the sale of any product, without the consent of the performer; or

(3) Sell, distribute, circulate, offer for sale, distribution, or circulation, possess for the purpose of sale, distribution, or circulation, or cause to be sold, distributed, or circulated, offered for sale, distribution or circulation, or possessed for sale, distribution or circulation any recorded article or device on which sounds OR IMAGES have been transferred without the consent of the owner as defined in (a)(1), or any recorded article or device embodying a performance as described in (a)(2) without the consent of the performer.

(b) It is unlawful for any person, firm, partnership, corporation or association knowingly to sell, distribute, circulate, offer for sale, distribution, or circulation, or possess for the purpose of sale, distribution, or circulation, any phonograph record, disc, wire, tape, film, VIDEOCASSETTE, or other article NOW--KNOWN--OR-LATER-DEVELOPED on which sounds OR IMAGES have been transferred OR STORED unless the phonograph, record, disc, wire, tape, film, VIDEOCASSETTE, or other article bears the actual name and street address of the transferor of the sounds OR IMAGES and the name of the actual performer or group in a prominent place on its outside face or package.

(c) This section does not apply to:

(1) Any radio or television broadcaster or cable radio or television operator who transfers sounds OR IMAGES as