Fair Compensation for Music Creators

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RECORDING ACADEMY
Arts Advocacy Day Success: Music Modernization Act

Signed into Law 10/11/18!

Who Benefits from the Music Modernization Act?

- Compensation for pre-72 Artists and fairer pay for all Performers
- Copyright protections for Studio Professionals
- Fairer and more direct pay for Songwriters
- Greater legal certainty and better data for Digital Music Services
- More great music for Fans
Fair Compensation for Artists: AM/FM Radio

• American terrestrial (AM/FM) radio does not have a performance right— they do not have to compensate artists for their songs played on AM/FM radio
• Performance right intentionally left out of MMA negotiations
• House Judiciary Committee interested in resolving performance right
• Chairman Nadler lead champion of establishing a performance right
The “so-called” Local Radio Freedom Act (LRFA)

Congress created this loophole decades ago, and has kept it in place thanks to significant support from radio broadcasters.

In recent Congresses, LRFA is introduced—gets members on record against the performance right.

LRFA was re-introduced this Congress in February:

H.Con.Res. 20
S.Con.Res. 5
What to Ask on the Hill?

Very simple:

We urge Members of Congress **not** to cosponsor the misleading “Local Radio Freedom Act”
Countering LRFA on the Hill

• All artists are entitled to be compensated for their work
• AM/FM is the only US industry that can profit off of someone else’s IP without permission or compensation
• The US is one of the only developed nations without an AM/FM performance right (aligned with China, Iran, North Korea)
• AM/FM radio has a competitive advantage over other platforms (i.e. Internet and satellite radio, streaming services)
• The resolution blocks on-going efforts between radio broadcasters, the music community and Congress to deliver a fair solution
“My member is already a co-sponsor of LRFA. What do I do?”

• Share the artist perspective— all art has value!
• Explain that House Judiciary Committee has jurisdiction on music licensing and an interest in addressing the performance right this Congress
• **Ask him/her to support Chairman Nadler’s efforts to establish a performance right**
• Ask him/her to support artists and creators in future bills, resolutions and votes