

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 COMMITTEE SUBSTITUTE

4 FOR

HOUSE BILL NO. 1122

By: Phillips

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7 COMMITTEE SUBSTITUTE

8 An Act relating to telecommunications; imposing
9 maximum charges with respect to certain connections
10 to utility poles; prescribing method for
11 determination of permissible rate increases;
12 excluding rates related to electric power; providing
13 for payment of rates for electric services; requiring
14 pole attachers make certain contracts with
15 cooperatives; requiring payment by rural electric
16 cooperatives for certain relocations; providing for
17 codification; and providing an effective date.

18 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

19 SECTION 1. NEW LAW A new section of law to be codified
20 in the Oklahoma Statutes as Section 437.35 of Title 18, unless there
21 is created a duplication in numbering, reads as follows:

22 A. The rates charged by a rural electric cooperative for
23 attachments to utility poles by communications services providers
24 shall not exceed Twenty-one Dollars (\$21.00) per rural-electric-
cooperative-owned pole per year. This rate may be adjusted by ten-
percent (10%) rounded to the nearest dollar, every five (5) years.

1 B. The rates provided in this section do not include any
2 applicable charges for electric power. A communications services
3 provider must pay separately for such services and such services
4 shall be at market rate.

5 C. The monetary cap provided for in this section does not
6 eliminate the requirement of pole attachers to contract with the
7 cooperatives on terms and conditions of attachments.

8 D. Any rural electric cooperative that attaches to a pole that
9 results in the relocations of a communications services provider's
10 existing attachment, provided that such attachment was previously in
11 compliance with all agreed upon safety and contractual standards,
12 shall pay for the cost of the relocation of the communications
13 services provider's attachment, including pole replacement if
14 necessary.

15 SECTION 2. This act shall become effective November 1, 2021.

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