

1 **SENATE FLOOR VERSION**

2 April 8, 2021

3 ENGROSSED HOUSE
4 BILL NO. 1122

By: Phillips of the House

5 and

6 Leewright of the Senate

7
8
9 [telecommunications - imposing maximum charges with
10 respect to certain connections to utility poles -
11 requiring payment by rural electric cooperatives for
12 certain relocations - effective date]

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

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

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

22 B. The rates provided in this section do not include any
23 applicable charges for electric power. A communications services
24

1 provider must pay separately for such services and such services
2 shall be at market rate.

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

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

13 SECTION 2. This act shall become effective November 1, 2021.
14 COMMITTEE REPORT BY: COMMITTEE ON BUSINESS, COMMERCE AND TOURISM
15 April 8, 2021 - DO PASS

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