

2010 -- H 7062

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2010

A N A C T

RELATING TO PUBLIC UTILITIES AND CARRIERS -- COMMUNITY ANTENNA
TELEVISION SYSTEMS

Introduced By: Representative Scott M. Pollard

Date Introduced: January 12, 2010

Referred To: House Corporations

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 39-19-9 of the General Laws in Chapter 39-19 entitled "Community
2 Antenna Television Systems" is hereby amended to read as follows:

3 **39-19-9. Administrative expenses -- Assessment against franchise holders.** -- (a) The
4 administrator shall determine the expenses of the division of public utilities and carriers
5 associated with the regulation of operational community antenna television systems, including the
6 cost of division personnel and consultants performing duties directly associated with the systems
7 for each upcoming year. The administrator shall apportion and assess one hundred percent
8 (100%) of the expenses among the several operating CATV franchise holders located in this state
9 in the proportion that the gross revenue of each CATV franchise shall bear to the gross revenues
10 of all of the CATV franchises issued and operational; provided, however, that the sum so
11 apportioned and assessed shall not exceed two hundred fifty thousand dollars (\$250,000) for any
12 fiscal year and the amount of any individual assessment shall not exceed three percent (3%) of
13 any individual CATV franchise holder's gross revenues. The sum so apportioned and assessed
14 shall be in addition to any taxes payable to the state under any other provision of law. The
15 assessed sum shall be apportioned as follows: The sum of eight-five thousand dollars (\$85,000)
16 shall be deposited in the public utilities commission funding account, and the balance shall be
17 deposited to the general fund.

18 (b) CATV franchise awardees who have received compliance order certificates but have

1 not received operational certificates shall be assessed two thousand five hundred dollars (\$2,500)
2 for any fiscal year in which they are franchised but not in operation.

3 (c) The administrator shall apply any budgetary balance or shortfalls from the preceding
4 annual assessment toward the next fiscal year assessment.

5 (d) Upon collection from the several franchise holders operating in this state,
6 assessments [allocated to the public utilities commission](#) shall be deposited in the public utilities
7 commission funding account as established pursuant to section 39-1-23. The moneys deposited in
8 the public utilities commission funding account pursuant to this section shall be expended at the
9 discretion of the administrator for meeting CATV related operations expenses of the division.

10 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
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1 This act would reapportion the assessments collected from the CATV franchise holders
2 with a maximum of eighty-five thousand dollars (\$85,000) being deposited with the PUC and the
3 balance above eighty-five thousand dollars (\$85,000) to be deposited in the general fund.

4 This act would take effect upon passage.

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