

SENATE BILL 1388

By Kelsey

AN ACT to amend Tennessee Code Annotated, Title 4;
Title 7 and Title 65, relative to pole attachments.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 65, Chapter 21, Part 1, is amended by adding the following language as a new, appropriately designated section:

(a) All municipal electric companies in Tennessee operating pursuant to title 7, chapter 52, and all electric co-operatives operating pursuant to title 65, chapter 25, or title 48, chapter 53, which enter into agreements with cable and telecommunications entities allowing for attachment to utility poles owned by such electric utilities, shall in no event allow the rate for such attachments to exceed two (2) times the rate calculation provided for in Section 224 of the Communications Act of 1934, as amended, compiled in 47 U.S.C. § 224, or any regulations promulgated pursuant thereto, as it applies to investor owned utilities.

(b) This section shall only apply to agreements or renewals of existing agreements executed on or after July 1, 2013.

SECTION 2. This act shall take effect July 1, 2013, the public welfare requiring it.