



2013 SENATE BILL 115

April 1, 2013 – Introduced by JOINT COMMITTEE FOR REVIEW OF ADMINISTRATIVE RULES. Referred to Natural Resources.

1 **AN ACT** *to create* 23.145 of the statutes; **relating to:** telecommunications
2 systems installed on tower sites under the management and control of the
3 Department of Natural Resources and the suspension of portions of a rule of the
4 Department of Natural Resources.

Analysis by the Legislative Reference Bureau

This bill authorizes the Department of Natural Resources (DNR) to enter into a lease of a DNR radio tower or a lookout tower site (tower site) with a private person or a governmental entity for the purpose of installing a commercial or noncommercial telecommunications system. The bill provides that the lease may allow the owner or operator of the telecommunications system to provide telecommunications services to persons other than employees of a governmental entity.

The bill also provides that, if the owner of the telecommunications system is this state, then DNR may not charge a fee to lease the tower site. If the owner of the telecommunications system is another governmental entity, then DNR may charge a fee but the fee may not exceed \$25 per month.

The suspended rule prohibits DNR from considering a request to install a telecommunications system at a tower site unless the telecommunications system is owned by a governmental entity and is used either to provide noncommercial broadcast services to the public or to provide necessary communications between employees of governmental entities.

