

STATE OF OKLAHOMA

2nd Session of the 48th Legislature (2002)

SENATE BILL 1398

By: Littlefield

AS INTRODUCED

An Act relating to cities and towns; amending 11 O.S. 2001, Section 22-107.1, which relates to municipal authority to license cable television systems; requiring certain municipalities to establish specified procedures; and providing an effective date.

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

SECTION 1. AMENDATORY 11 O.S. 2001, Section 22-107.1, is amended to read as follows:

Section 22-107.1 A. A municipality may by ordinance or otherwise issue a certificate, license or permit, for the operation of a cable television system. A municipality may establish such certificate, license or permit requirements as it deems appropriate in the exercise of its police power. Any certificate, license or permit issued by the governing body shall be nonexclusive and shall not exceed a period of twenty-five (25) years and may be revocable by the governing body if said body determines that the holder of the certificate, license or permit has willfully failed or neglected to perform duties pursuant to the terms of the grant of the certificate, license or permit. A certificate, license or permit may be assigned or transferred subject to approval of the governing body of the municipality. Nothing herein shall limit the authority of a municipality to comply with state or federal law.

B. No municipality shall grant any overlapping certificate, license, permit or franchise for cable television service within its jurisdiction on terms or conditions more favorable or less

burdensome than those in any existing certificate, license, permit or franchise within such municipality.

C. No municipal provisions regulating a cable television system may be adopted which are inconsistent with either state or federal law relating to cable television operations.

D. Any municipality issuing a certificate, license or permit pursuant to subsection A of this section shall establish a procedure for maintaining a record of and investigating complaints against a cable television system operating under a certificate, license or permit issued by such municipality.

SECTION 2. This act shall become effective November 1, 2002.

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