

1 ENGROSSED HOUSE  
2 BILL NO. 3151

By: Martinez of the House

3 and

4 Leewright of the Senate

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8 [ telecommunications - imposing maximum charges with  
9 respect to certain connections to utility poles -  
10 providing for payment of rates for electric  
11 services - effective date ]  
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14 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

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

18 A. The rates charged by a rural electric cooperative for  
19 attachments to utility poles by communications services providers  
20 shall not exceed Twenty Dollars (\$20.00) per rural-electric-  
21 cooperative-owned pole per year. This rate shall increase only by  
22 an amount equal to the increase in the annual recurring rate  
23 permitted under rules and regulations adopted pursuant to 47 U.S.C.,  
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1 Section 224(d) by the Federal Communications Commission after the  
2 effective date of this act.

3 B. The rates provided in this section do not include any  
4 applicable charges for electric power. A communications services  
5 provider must pay separately for such services and such services  
6 shall be at market rate.

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

14 D. Any rural electric cooperative that attaches for the  
15 purposes of providing telecommunications or Internet services to any  
16 utility pole shall pay an attachment rate equal to the highest rate  
17 being paid by any other attacher with the same utility.

18 E. No rural electric cooperative may provide cable television  
19 or video service to any incorporated city or town without first  
20 obtaining a franchise from the city or town.

21 SECTION 2. This act shall become effective November 1, 2020.  
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1 Passed the House of Representatives the 10th day of March, 2020.

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4 Presiding Officer of the House  
of Representatives

5 Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2020.

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8 Presiding Officer of the Senate