

FLOOR AMENDMENT

HOUSE OF REPRESENTATIVES

State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB3835 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by
inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: Ryan Martinez

Reading Clerk

STATE OF OKLAHOMA

2nd Session of the 58th Legislature (2022)

FLOOR SUBSTITUTE
FOR

HOUSE BILL NO. 3835

By: Martinez and Newton

FLOOR SUBSTITUTE

An Act relating to the Oklahoma Corporation
Commission; creating the Facilitating Internet
Broadband Rural Expansion (FIBRE) Act; establishing
certain duties of rural electric cooperatives;
providing for noncodification; providing for
codification; and providing an effective date.

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

SECTION 1. NEW LAW A new section of law not to be
codified in the Oklahoma Statutes reads as follows:

This act shall be known and may be cited as the "Facilitating
Internet Broadband Rural Expansion (FIBRE) Act".

SECTION 2. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 158.65 of Title 17, unless there
is created a duplication in numbering, reads as follows:

Any rural electric cooperative that provides or operates
telecommunications or Internet services shall:

1 1. Ensure that any rates and fees charged by such rural
2 electric cooperative for attachments to utility poles by
3 communications services providers shall be nondiscriminatory
4 regardless of the services provided by the communications services
5 providers and shall not exceed the annual recurring rate permitted
6 under rules and regulations adopted pursuant to 47 U.S.C., Section
7 224(d) by the Federal Communications Commission, as such existed on
8 January 1, 2022, and any regulations and Federal Communications
9 Commission decisions promulgated thereunder;

10 2. Establish nondiscriminatory, competitively neutral, and
11 commercially reasonable terms and conditions for attachments to
12 utility poles by any provider of telecommunications or Internet
13 services, which terms and conditions shall comply with the federal
14 pole attachment requirements provided in 47 U.S.C., Section 224, as
15 such existed on January 1, 2022, and any regulations and Federal
16 Communications Commission decisions promulgated thereunder; and

17 3. Not require compliance by a provider of telecommunications
18 or Internet services with utility pole attachment specifications
19 that exceed the specifications in the National Electrical Safety
20 Code, applicable fire safety codes, and any building code or similar
21 code of general applicability for the protection of the public
22 health, safety, or welfare that was adopted by the applicable local
23 government jurisdiction prior to the filing of a utility pole
24 attachment application.

SECTION 3. This act shall become effective November 1, 2022.

58-2-11152 JBH 03/21/22