

**COMMITTEE AMENDMENT**  
HOUSE OF REPRESENTATIVES  
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB1923 \_\_\_\_\_  
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

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 PROPOSED COMMITTEE  
4 SUBSTITUTE  
5 FOR  
6 HOUSE BILL NO. 1923

By: Martinez

7 PROPOSED COMMITTEE SUBSTITUTE

8 An Act relating to telecommunications; imposing  
9 maximum charges with respect to certain connections  
10 to utility poles; prescribing method for  
11 determination of permissible rate increases;  
12 excluding rates related to electric power; providing  
13 for payment of rates for electric services; requiring  
14 payment by rural electric cooperatives for certain  
15 relocations; prescribing method for computation of  
16 certain attachment rates; prohibiting rural electric  
17 cooperatives from providing certain services;  
18 requiring franchise prior to provision of cable  
19 television or video service; providing for  
20 codification; and providing an effective date.

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

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

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

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

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

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

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

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SECTION 2. This act shall become effective November 1, 2021.

58-1-7580 JBH 02/18/21