

BILL SUMMARY
1st Session of the 59th Legislature

Bill No.:	HB2857
Version:	FA1
Request Number:	7716
Author:	Rep. Wallace
Date:	3/1/2023
Impact:	\$0

Research Analysis

The floor substitute to HB 2857 allows the terms and conditions of an expired or terminated municipal franchise agreement to continue in effect as an implied contract between the municipality and the franchise holder for a reasonable time. Franchise fees are to continue to be paid by the former franchise holder to the municipality during the term of the implied contract. Municipalities are to hold the money collected from the franchise fees in a separate account until the implied contract expires. If a civil action is filed against the implied contract, all franchise fees are to be held by the municipality in a separate account until resolved.

CHANGES IN FLOOR SUB VERSION FROM INTRODUCED:

Adds language to specify that the terms of an expired or terminated municipal franchise agreement can continue to be carried out as an implied contract. The floor substitute also adds language requiring the collected franchise fees to be held in a separate account until the implied contract expires.

Prepared By: Keana Swadley

Fiscal Analysis

This measure creates no fiscal impact for the state. The Floor Amendment does not affect the fiscal impact of this measure.

Prepared By: Mariah Searock, House Fiscal Staff

Other Considerations

None.