

1 **SENATE FLOOR VERSION**

2 February 18, 2021

3 SENATE BILL NO. 621

By: Leewright

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6 An Act relating to rural electric cooperatives;  
7 establishing maximum rate allowed for utility pole  
8 attachments; providing for certain rate increase;  
9 establishing responsibility of certain costs;  
10 determining maximum rate for certain services;  
11 providing limitations on services; providing for  
12 codification; and providing an effective date.

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

14 SECTION 1. NEW LAW A new section of law to be codified  
15 in the Oklahoma Statutes as Section 437.30 of Title 18, unless there  
16 is created a duplication in numbering, reads as follows:

17 A. The rates charged by a rural electric cooperative for  
18 attachments to utility poles by communications services providers  
19 shall not exceed Twenty Dollars (\$20.00) per rural electric  
20 cooperative owned pole per year. Beginning on or after the  
21 effective date of this act, this rate shall increase only by an  
22 amount equal to the increase in the annual recurring rate permitted  
23 under rules and regulations adopted pursuant to 47 U.S.C., Section  
24 224(d), as amended.

1 B. The rates provided in this section shall not include any  
2 applicable charges for electric power, which a communications  
3 services provider shall pay separately for such services and such  
4 services shall be at market rate.

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

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

16 E. No rural electric cooperative shall provide cable television  
17 or video services, as defined in Section 22-107.1 of Title 11 of the  
18 Oklahoma Statutes, to any municipality without first obtaining a  
19 franchise from the city or town.

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

21 COMMITTEE REPORT BY: COMMITTEE ON ENERGY  
22 February 18, 2021 - DO PASS

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