

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND House Committee Substitute for House Bill No. 1991, Page 5, Section 67.5110, Line 8, by  
2 deleting the number 1846" and inserting in lieu thereof the number "67.1846"; and

3  
4 Further amend said bill, Page 6, Section 67.5111, Line 28, by deleting the word "provider" and  
5 inserting in lieu thereof the word "provider"; and

6  
7 Further amend said bill and section, Page 7, Line 64, by deleting the first instance of the word  
8 "wireless"; and

9  
10 Further amend said bill, page, and section, Line 67, by deleting all of said line and inserting in lieu  
11 thereof the following:

12  
13 "in volume and no single piece of ground-mounted equipment shall exceed fifteen cubic feet in  
14 volume; exclusive of equipment required by an electric utility or municipal electric utility to power  
15 the small wireless facility."; and

16  
17 Further amend said bill and section, Page 8, Lines 86-89, by deleting all of said lines and inserting  
18 in lieu thereof the following:

19  
20 "facilities. The term does not include:

21 (a) The structure or improvements on, under, or within which the equipment is collocated;

22 (b) Coaxial or fiber-optic cable between wireless support structures or utility poles;

23 (c) Coaxial or fiber-optic cable not directly associated with a particular small wireless  
24 facility; or

25 (d) A wireline backhaul facility;"; and

26  
27 Further amend said bill, page, and section, Line 96, by deleting the second instance of the word  
28 "services," and inserting in lieu thereof the word "services"; and

29  
30 Further amend said bill and section, Page 9, Line 106, by deleting the second instance of the word  
31 "facility" and inserting in lieu thereof the phrase "physical transmission path, all or part of which is  
32 within the ROW,"; and

33  
34 Further amend said bill, Page 12, Section 67.5113, Line 74, by deleting the word "and" and  
35 inserting in lieu thereof the word "or"; and

36  
Action Taken \_\_\_\_\_ Date \_\_\_\_\_

1 Further amend said bill, page, and section, Lines 75-76, by deleting the phrase "requirements  
2 regarding the replacement of overhead cables with underground cables" and inserting in lieu thereof  
3 the phrase "undergrounding requirements"; and

4  
5 Further amend said bill and section, Page 13, Line 78, by deleting the word "utilities" and inserting  
6 in lieu thereof the word "utility"; and

7  
8 Further amend said bill and section, Page 15, Line 159, by deleting all of said line and inserting in  
9 lieu thereof the following:

10  
11 "6. Except as provided in sections 67.5110 to 67.5121, no authority"; and

12  
13 Further amend said bill, Page 17, Section 67.5116, Lines 21-28, by deleting all of said lines and  
14 inserting in lieu thereof the following:

15  
16 "collocation of small wireless facilities on existing authority poles shall not exceed one hundred  
17 dollars per small wireless facility. An applicant filing a consolidated application under subdivision  
18 (11) of subsection 3 of section 67.5113 shall pay one hundred dollars per small wireless facility  
19 included in the consolidated application; and

20 (4) The total application fees for the installation, modification, or replacement of a utility  
21 pole and the collocation of an associated small wireless facility shall not exceed five hundred dollars  
22 per pole.

23 4. (1) The rate for collocation of a small wireless facility to an authority pole shall not  
24 exceed thirty-five dollars per authority pole per year. Five years from the date of an"; and

25  
26 Further amend said bill and section, Page 18, Lines 39-40, by deleting all of said lines and inserting  
27 in lieu thereof the following:

28  
29 "assessments from any applicant or wireless"; and

30  
31 Further amend said bill, page, and section, Lines 45-49, by deleting all of said lines and inserting in  
32 lieu thereof the following:

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34 "(b) Applicable personal property and sales taxes or generally applicable fees for  
35 encroachment or electrical permits;

36 (c) Applicable fair and reasonable linear foot fees as provided in subsection 1 of section  
37 67.1846 associated with coaxial or fiber-optic cable in the ROW that is:

38 a. Between wireless support structures or utility poles;

39 b. Not directly associated with a particular small wireless facility; or

40 c. A wireline backhaul facility.

41  
42 No authority shall require a wireless provider to pay a linear foot fee for coaxial or fiber-optic cable  
43 in the ROW associated with a small wireless facility if the owner of such coaxial or fiber-optic cable  
44 in the ROW already is assessed and charged such a linear foot fee; and

45 (d) Right-of-way permit fees established under 67.1840 for the recovery of actual,  
46 substantiated ROW management costs or as otherwise authorized under section 229.340.

47  
48 Right-of-way permit fees imposed on applicants and wireless providers shall be competitively

1 neutral with regard to all other users of the ROW; shall not be in the form"; and  
2

3 Further amend said bill, page, and section, Line 51, by deleting the word "counts," and inserting in  
4 lieu thereof the word "counts;"; and  
5

6 Further amend said bill, page, and section, Line 53, by deleting the word "precludes" and inserting  
7 in lieu thereof the word "prohibits"; and  
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9 Further amend said bill, page, and section, Line 55, by inserting after the word "fees" the phrase  
10 "consistent with subsection 2 of section 67.1846"; and  
11

12 Further amend said bill, Page 19, Section 67.5119, Line 5, by deleting said line and inserting in lieu  
13 thereof the word "section."; and  
14

15 Further amend said bill and section, Page 20, Line 35, by deleting the word "provide" and inserting  
16 in lieu thereof the word "provider"; and  
17

18 Further amend said bill, page, and section, Line 37, by inserting after the word "installed" the phrase  
19 "or approved for installation"; and  
20

21 Further amend said bill, page, and section, Line 44, by inserting immediately after all of said section  
22 and line the following:  
23

24 "67.5120. A court of competent jurisdiction shall have jurisdiction to determine all disputes  
25 arising under sections 67.5110 to 67.5121."; and  
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27 Further amend said bill, Page 21, Section 67.5121, Line 35, by deleting the word "for" and inserting  
28 in lieu thereof the word "with"; and  
29

30 Further amend said bill, page, and section, Line 37, by inserting after the word "Each" the word  
31 "contracted"; and  
32

33 Further amend said bill, page, and section, Line 41, by inserting after the word "such" the word  
34 "contracted"; and  
35

36 Further amend said bill, page, and section, Line 44, by deleting the phrase "any contractor or  
37 subcontractor" and inserting in lieu thereof the phrase "such contracted entity"; and  
38

39 Further amend said bill by amending the title, enacting clause, and intersectional references  
40 accordingly.