

**CONFERENCE COMMITTEE REPORT
DIGEST FOR HB 1376**

Citations Affected: IC 8-1-2-101.

Synopsis: Public utility rights-of-way. Conference committee report for EHB 1376. Requires a municipality or county executive to adopt an ordinance to specify the provisions of a public utility's occupation of a public right-of-way. (Currently a municipality may use a contract as well as an ordinance.) Gives county executives the same powers as a municipality with respect to determining the basis upon which a public utility may occupy a public right-of-way. Prohibits a municipality or county executive from unreasonably denying or delaying a public utility's access to public property within the municipality or county. Allows a municipality to recover the direct, actual, and reasonably incurred costs of managing a right-of-way. Specifies that the franchise agreements in force between a cable company and a municipality or county are not affected. (This conference committee report removes the provisions of SB 160 concerning siting of telecommunications towers added to EHB 1376 by a second reading motion.)

Effective: July 1, 1998.

Adopted Rejected

CONFERENCE COMMITTEE REPORT

MR. SPEAKER:

Your Conference Committee appointed to confer with a like committee from the Senate upon Engrossed Senate Amendments to Engrossed House Bill No. 1376 respectfully reports that said two committees have conferred and agreed as follows to wit:

that the House recede from its dissent from all Senate amendments and that the House now concur in all Senate amendments to the bill and that the bill be further amended as follows:

- 1 Page 4, delete lines 38 through 42.
- 2 Delete pages 5 through 6.
- 3 Page 7, delete lines 1 through 32.
- 4 Renumber all SECTIONS consecutively.
(Reference is to EHB 1376 as reprinted February 24, 1998.)

Conference Committee Report
on
House Bill 1376

Signed by:

Senator Mills

Representative Bottorff

Senator Gery

Representative Yount

Senate Conferees

House Conferees