

Applicability

Applies to attachment requests made in connection with, and using funds obtained from, a state or federal program directly related to the expansion of communication services to unserved, underserved, or rural areas. Federal law preempts in regards to privately owned utilities.

An attachment request is a request made by an attaching entity (other than an electricity supplier) to the owner of an electric distribution pole for authorization to install communications service equipment on 300 or more poles owned by the pole owner.

These provisions expire July 1, 2030.

Process

The Indiana Broadband Office (IBO) will publish contracts online within 5 days of contract being executed.

Attaching entity and pole owner will meet within 60 days after contract is executed to discuss project plans and timelines.

Attaching entity and pole owner will enter into a process management agreement within four months of NTIA approving the IBO's final proposal that will include:

- Steps and milestones for timely completing attachment.
- Reasonable timelines for communication and notification responsibilities and requirements.
- Plan to secure resources necessary for timely completing planned deployment.
- Mutual performance obligations.
- Options for conflict resolution procedures.

If no process management agreement is made within four months, the following conditions apply to attachment requests of less than 3000 poles in a 30-day period:

- Within 24 months of executing contract attaching entity submits to pole owner an application for pole attachment permit, contact info for primary representative.
- Within 10 days of receiving application, the pole owner shall determine completeness of application and provide a written notice of determination.
- Within 120 days after attaching entity submission of completed application, pole owner shall authorize all requested and approved attachments and provide an estimate of make ready work required.
- If pole owner denies one or more pole attachments, they will provide written notice with reasons for denial.

- Within 30 days of receiving an estimate, attaching entity shall submit payment to pole owner.
- Within 120 days of receiving payment, pole owner must complete make-ready work and issue pole attachment permit.

Notification to IBO

Attaching entities will notify the IBO by email to IBOPermitting@iot.in.gov when a process management agreement is reached and will share a copy.

Attaching entities will notify the IBO by email to IBOPermitting@iot.in.gov when pole attachment requests are made.

Attaching entities will notify the IBO by email to IBOPermitting@iot.in.gov when attachment requests are granted.

This information may be posted online by the IBO.