



OHIO LEGISLATIVE SERVICE COMMISSION

Synopsis of Senate Committee Amendments*

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Sub. H.B. 478

132nd General Assembly
(S. Public Utilities)

Consent for placement in the municipal public way

Requires a person who is not an operator to request consent for placement of small cell facilities and wireless support structures in the municipal public way under the continuing municipal public way usage law.

Requires all applications for consent to include the name of the person who owns, or will own, the small cell facility or wireless support structure for which consent is requested.

Requires a municipal corporation permit or other record of consent to include the name of the person who owns, or will own, the small cell facility or wireless support structure.

Fee adjustments

Specifies the bill's effective date as the beginning date relative to the five-year adjustment periods in which a municipal corporation may adjust small cell facility and wireless support structure fees.

Specifies that during each five-year adjustment period, fee adjustments may be made incrementally or as a single adjustment.

Standards and practices regarding electric poles and equipment

Adds that, for certain investor-owned electric utilities and their affiliates, electric cooperatives, and independent transmission companies, the municipal public way usage law that is primarily applicable to operators does not affect construction standards or engineering practices regarding their utility poles or equipment.

* This synopsis does not address amendments that may have been adopted on the Senate Floor.

Definition of "operator"

Does both of the following with respect to who is a small cell facility "operator" under the bill:

- Includes as an operator any person that, at the time of filing an operator request for consent under the new municipal public way provisions of the bill, provides the person's written authorization to perform the specific work for which consent has been requested on behalf of an operator;
- Deletes the definition of "agent" and removes references to a "designated agent" in the definition of "operator."

Technical amendments

Makes various technical amendments.