Hall of the House of Representatives

90th General Assembly - Regular Session, 2015 **Amendment Form**

Subtitle of House Bill No. 1875

TO AMEND THE LAW CONCERNING MUNICIPAL AUTHORITY OVER CERTAIN PROVIDERS.

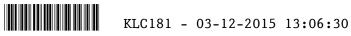
Amendment No. 1 to House Bill No. 1875

Amend House Bill No. 1875 as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 14-200-101(a), concerning municipal authority and powers over utilities, is amended to read as follows:

- (a) As used in this section, "public utility" means any electric company, cable television provider, gas company, sewer company, Internet service provider, or telephone company, and any company providing similar services, except a company excluded from the definition of "public utility" under § 23-1-101(9)(B)(ii), a consolidated utility district under the General Consolidated Public Utility System Improvement District Law, § 14-217-101 et seq., and or a water or light commission under § 14-201-101 et seq.
- SECTION 2. Arkansas Code § 14-200-101(b)(1)(A)(iii), concerning franchise fees, is amended to read as follows:
- (iii) A franchise fee for a utility, including a telephone company, cable television provider, or Internet service provider providing services other than basic local exchange service, shall not exceed the higher of the amount in effect on January 1, 1997, or four and onequarter percent (4.25%) five percent (5%), unless agreed to by the affected utility or approved by the voters of the municipality;
- SECTION 3. Arkansas Code § 14-200-101(b)(1)(B), concerning franchise fees, is amended to read as follows:
- (B) Require a telephone company, cable television provider, or Internet service provider providing basic local exchange service to pay a reasonable franchise fee not to exceed the higher of the amount of the telephone company's franchise fee in effect on January 1, 1997, or a fee equal to four and one quarter percent (4.25%) five percent (5%) of the revenues received by the telephone company, cable television provider, or Internet service provider from providing basic local exchange services, unless:
- (i) A higher rate or franchise fee is approved by the voters of the municipality; or
 - (ii) The telephone company, cable television



The Amendment was read		
By: Representative Johnson		
KLC/LLW - 03-12-2015 13:06:30		

KLC181

provider, or Internet service provider agrees to pay a higher percentage on services offered in addition to basic local exchange services;"

Chief Clerk