

1 H.657

2 Senator Chittenden moves to substitute a proposal of amendment for the
3 proposal of amendment of the Committee on Finance as follows:

4 First: In Sec. 10, 32 V.S.A. § 3602b, by striking out subsection (c) in its
5 entirety and inserting in lieu thereof a new subsection (c) to read as follows:

6 (c) As used in this section, “communications property” means tangible
7 personal property used to enable the real-time, two-way, electromagnetic
8 transmission of information, such as audio, video, and data, that is so fitted and
9 attached as to be part of a local, state, national, or international
10 communications network, as well as facilities that are part of a cable television
11 system as defined in 30 V.S.A. § 501(2). The term includes wires, cables,
12 conduit, pipes, antennas, poles, and wireless towers.

13 Second: By striking out Sec. 13a, 19 V.S.A. § 26a, and its reader assistance
14 heading in their entirety and inserting in lieu thereof a reader assistance
15 heading and a new section to be Sec. 14 to read as follows:

16 * * * Study; Public ROW * * *

17 Sec. 14. STUDY; COMMUNICATIONS INFRASTRUCTURE;

18 RIGHT-OF-WAY

19 (a) The Secretary of Transportation, in consultation with the Commissioner
20 of Public Service and the Secretary of Digital Services, shall conduct a study
21 concerning access to and use of the public right-of-way (ROW) in Vermont by

1 telephone (wired and wireless) and broadband companies. In particular, the
2 Secretary shall determine how the ROW is currently being accessed and used
3 by such companies in Vermont and, in addition, shall review and assess how
4 other jurisdictions outside Vermont manage and charge for such access and
5 use.

6 (b) As used in this section, “public right-of-way” means the area on, below,
7 along, across, or above a public roadway that is part of the State highway
8 system.

9 (c) On or before October 15, 2025, the Secretary shall submit a written
10 report of the Secretary’s findings and recommendations to the Senate
11 Committees on Finance and on Transportation and the House Committees on
12 Ways and Means, on Transportation, and on Environment and Energy.

13 Third: By striking out Sec. 14, effective dates, in its entirety and inserting
14 in lieu thereof a new section to be Sec. 15 to read as follows:

15 Sec. 15. EFFECTIVE DATES

16 This act shall take effect on passage, except that:

17 (1) Sec. 13 (PILOT Fund appropriation) shall take effect on July 1,
18 2024.

19 (2) Secs. 1–6 (VUSF contribution method; 988 funding) shall take effect
20 on July 1, 2025.

- 1 (3) Secs. 8–12 (communications property tax) shall take effect on July 1,
- 2 2025 and shall apply to grand lists lodged on or after April 1, 2025.