

1 TO THE HONORABLE SENATE:

2 The Committee on Finance to which was referred House Bill No. 527  
3 entitled “An act relating to extending the sunset of 30 V.S.A. § 248a”  
4 respectfully reports that it has considered the same and recommends that the  
5 Senate propose to the House that the bill be amended by striking out all after  
6 the enacting clause and inserting in lieu thereof the following:

7 Sec. 1. 30 V.S.A. § 248a is amended to read:

8 § 248a. CERTIFICATE OF PUBLIC GOOD FOR COMMUNICATIONS  
9 FACILITIES

10 \* \* \*

11 (e) Notice. No less than 60 days prior to filing an application for a  
12 certificate of public good under this section, the applicant shall serve written  
13 notice of an application to be filed with the Commission pursuant to this  
14 section to the legislative bodies and municipal and regional planning  
15 commissions in the communities in which the applicant proposes to construct  
16 or install facilities; the Secretary of Natural Resources; the Secretary of  
17 Transportation; the Division for Historic Preservation; the Commissioner of  
18 Public Service and its Director for Public Advocacy; the Land Use Review  
19 Board if the application concerns a telecommunications facility for which a  
20 permit previously has been issued under 10 V.S.A. chapter 151; and the  
21 landowners of record of property adjoining the project sites. In addition, at

1 least one copy of each application shall be filed with each of these municipal  
2 and regional planning commissions. The notices to the legislative body and  
3 planning commission of the municipality shall attach a statement that itemizes  
4 the rights and opportunities available to those bodies under subdivisions (c)(2)  
5 and (e)(2) of this section and under subsections (m), (n), and (o) of this section  
6 and informs them of the guide published under subsection (p) of this section  
7 and how to obtain a copy of that guide.

8 \* \* \*

9 (2) ~~On the request of~~ For any application other than a de minimis  
10 modification, as defined in subsection (b)(2) or a facility of limited size and  
11 scope, as defined in subsection (b)(4), the municipal legislative body or the  
12 planning commission; shall hold and the applicant shall attend a duly warned  
13 public meeting with the municipal legislative body or planning commission, or  
14 both, within the 60-day notice period before filing an application for a  
15 certificate of public good. The Department of Public Service shall attend the  
16 public meeting ~~on the request of the municipality~~. The Department shall  
17 consider the comments made and information obtained at the meeting in  
18 making recommendations to the Commission on the application and in  
19 determining whether to retain additional personnel under subsection (o) of this  
20 section.

21 \* \* \*

1 (i) Sunset of Commission authority. Effective on July 1, ~~2026~~ 2029, no  
2 new applications for certificates of public good under this section may be  
3 considered by the Commission.

4 \* \* \*

5 Sec. 2. EFFECTIVE DATE

6 This act shall take effect on passage.

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9 (Committee vote: \_\_\_\_\_)

10

\_\_\_\_\_

11

Senator \_\_\_\_\_

12

FOR THE COMMITTEE