

1 H.352

2 Introduced by Representatives Masland of Thetford, Bartholomew of  
3 Hartland, Briglin of Thetford, Buxton of Tunbridge, Christie of  
4 Hartford, Clarkson of Woodstock, French of Randolph, Haas of  
5 Rochester, Hooper of Montpelier, Kitzmiller of Montpelier,  
6 Young of Glover, and Zagar of Barnard

7 Referred to Committee on

8 Date:

9 Subject: Utilities; pole attachment; rules; recourse

10 Statement of purpose of bill as introduced: This bill proposes to require the  
11 Public Service Board to amend the pole attachment rules so that attaching  
12 entities have some recourse for make-ready work not completed in a timely  
13 manner.

14 An act relating to pole attachments

15 It is hereby enacted by the General Assembly of the State of Vermont:

16 Sec. 1. 30 V.S.A. § 209(i) is amended to read:

17 (i) Pole attachments; broadband. For the purposes of Board rules on  
18 attachments to poles owned by companies subject to regulation under this title,  
19 broadband service providers shall be considered “attaching entities” with  
20 equivalent rights to attach facilities as those provided to “attaching entities” in

1 the rules, regardless of whether such broadband providers offer a service  
2 subject to the jurisdiction of the Board. The Board shall adopt rules in  
3 accordance with 3 V.S.A. chapter 25 to further implement this section. The  
4 rules shall be aimed at furthering the State's interest in ubiquitous deployment  
5 of mobile telecommunications and broadband services within the State and  
6 shall include a provision providing recourse to an attaching entity if the pole  
7 owner fails to complete make-ready work in a timely manner.

8 Sec. 2. EFFECTIVE DATE

9 This act shall take effect on passage.