

**1st Sub. S.B. 66**  
**TELECOMMUNICATIONS AMENDMENTS**

Representative **Stephen H. Urquhart** proposes the following amendments:

1. *Page 3, Lines 58 through 62*

*House Committee Amendments*

*2-26-2004:*

- 58           (c) A municipal entity described in Subsection (3)(b) ;  
              (i) shall, with respect to an action  
59 described in Subsection (3)(b), comply with the obligations imposed on a municipality  
60 pursuant to:  
61           ~~[(i)]~~ (A) Section 10-18-302; and  
62           ~~[(ii)]~~ (B) Subsections 10-18-303(3) and (4) ~~[(c)]~~ ;  
(ii) notwithstanding any other provision of this title, may not levy or collect:  
(A) a municipal telecommunications license tax pursuant to Chapter 1, General Provisions; or  
(B) any telecommunications tax or fee that would be prohibited by Section 10-1-406 if the  
municipal entity imposed a municipal telecommunications license tax; and  
(iii) shall, in calculating the rates charged for the facilities described in Subsection (3)(b), include  
within the rates an amount equal to all taxes, fees, and other assessments that would be applicable to a  
similarly situated private provider of the same facilities, including:  
(A) federal, state, and local taxes;  
(B) franchise fees;  
(C) permit fees;  
(D) pole attachment fees;  
(E) rights-of-way fees; and  
(E) fees similar to those described in Subsections (3)(c)(iii)(A) through (E).