

SB 649 -- POLITICAL SUBDIVISION RIGHT-OF-WAYS

Currently, a public utility right-of-way user may bring an action for review of specified issues related to the use of the public right-of-way in any court of competent jurisdiction. This bill requires the action to be brought in any court of competent jurisdiction in this state.

Currently, a political subdivision is prohibited from requiring any public utility that has legally been granted access to the political subdivision's right-of-way prior to August 28, 2001, to enter into an agreement or obtain a permit for general access to or the right to remain in the right-of-way of the political subdivision. The bill removes the requirement that the access must have been granted prior to August 28, 2001.

The bill also makes necessary grammatical and intersectional reference corrections to provisions governing the right-of-way of a political subdivision.