

HOUSE AMENDMENTS TO HOUSE BILL 2405

By COMMITTEE ON BUSINESS AND LABOR

April 9

1 In line 11 of the printed bill, after the second “protocol” insert a semicolon and delete the rest
2 of the line.

3 In line 12, delete “that” and begin a new paragraph and insert “(B)”.

4 In line 14, delete “(B)” and insert “(C)”.

5 In line 16, delete “, regulate”.

6 After line 24, insert:

7 “(3) This section may not be construed to:

8 “(a) Modify any authority of a department, agency, commission or political subdivision of this
9 state relating to any of the following:

10 “(A) The provision and administration of enhanced 9-1-1 service and nondiscriminatory enhanced
11 9-1-1 fees;

12 “(B) Telecommunications relay service fees;

13 “(C) Universal service fund fees;

14 “(D) Switched network access rates, terms or conditions or other intercarrier compensation
15 rates; or

16 “(E) Interconnection rights or duties of telecommunications utilities and competitive telecom-
17 munications service providers.

18 “(b) Exempt Voice over Internet Protocol service or Internet Protocol-enabled service from
19 generally applicable state laws relating to consumer protection.

20 “(c) Either mandate or prohibit the state, political subdivisions of the state, municipal corpo-
21 rations or other local taxing authorities from taxing:

22 “(A) Real and personal property located within the State of Oregon used in providing Voice over
23 Internet Protocol service;

24 “(B) Income derived from providing Voice over Internet Protocol service; or

25 “(C) The sale, purchase, use or consumption of Voice over Internet Protocol service.

26 “(d) Modify any authority of the state or a political subdivision with respect to cable services
27 consistent with Title VI of the Communications Act of 1934.

28 “(e) Modify any authority of the state or a political subdivision to manage the use of public
29 rights of way, including any authority with respect to fees for the use of such rights of way.

30 “(f) Modify any authority of the Oregon Department of Administrative Services.

31 “(g) Modify any authority of the state or a political subdivision with respect to pole attachments
32 as set forth in ORS 757.270 to 757.290 and 759.650 to 759.675.

33 “(h) Authorize any department, agency, commission or political subdivision of this state to take
34 any action that is preempted under federal law, including taking any action that is preempted with
35 regard to a service meeting the definition of 47 U.S.C. 153(20).”.

