

REVENUE: No revenue impact

FISCAL: No fiscal impact

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<b>Action:</b>	Do Pass as Amended and Be Printed Engrossed
<b>Vote:</b>	9 - 0 - 0
<b>Yeas:</b>	Doherty, Johnson, Keny-Guyer, Lively, Richardson, Smith, Thatcher, Vega Pederson, Holvey
<b>Nays:</b>	0
<b>Exc.:</b>	0
<b>Prepared By:</b>	Bob Estabrook, Administrator
<b>Meeting Dates:</b>	4/9, 4/16, 4/17

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**WHAT THE MEASURE DOES:** Requires public body acting as radio common carrier by providing access to radio tower for delivery of radio communications service, radio paging or cellular communications service to charge market rate for access. Defines “market rate.” Specifies that public body or private nonprofit emergency services organization need not be charged market rate for access.

**ISSUES DISCUSSED:**

- Increasing use of public radio towers for private transmission
- Comparative costs of building public versus private radio tower

**EFFECT OF COMMITTEE AMENDMENT:** Specifies that public body or private nonprofit emergency services organization need not be charged market rate for access.

**BACKGROUND:** In some parts of the state, federal grants have enabled public bodies to construct public radio towers. Because the public body does not need to recoup the front-end cost of construction, they are able to charge less than a market rate to commercial entities. Radio common carriers are regulated by the Oregon Public Utility Commission under ORS chapter 759.

House Bill 3415 A requires public bodies acting as radio common carriers to charge market rates for access to a radio tower, except to other public bodies or a private nonprofit emergency services organization.