

By the Committee on Regulated Industries and Senator Lee

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A bill to be entitled  
An act relating to use of public rights-of-way;  
amending s. 337.401, F.S.; specifying that  
specified provisions do not apply to the  
provision of pay telephone service on public or  
municipal roads or rights-of-way; providing for  
application; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Subsection (10) is added to section  
337.401, Florida Statutes, 1998 Supplement, to read:

337.401 Use of right-of-way for utilities subject to  
regulation; permit; fees.--

(10) This section, except subsection (6), does not  
apply to the provision of pay telephone service on public or  
municipal roads or rights-of-way.

Section 2. This act does not apply to any contract  
entered into before the effective date of this act.

Section 3. This act shall take effect upon becoming a  
law.

STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN  
COMMITTEE SUBSTITUTE FOR  
SB 1758

Frees counties and cities from the maximum fee provisions in  
existing law for permitting pay phones on public  
rights-of-way, and from current law restrictions on taxes,  
licenses, fees, or solicitations of in-kind contributions in  
consideration for these permits.

Indicates that the change to existing law will not apply to  
contracts entered into before the effective date of the act.