

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3982/2dn
MJL:cmh:jf

December 3, 1999

At the request of Tom Hanson, I have redrafted the bill to remove language requiring a municipal cable television operator to reflect the cost of franchise fees and pole rentals in its rates. Mr. Hanson was concerned that any attempt to regulate rates would be challenged on preemption grounds. Instead, this bill requires these costs to be included in the municipal budget summary. Please note, however, that Mr. Hanson wanted me to retain the requirement that a municipality operate its cable television system "on a competitively neutral and nondiscriminatory basis." This language may raise a preemption issue if the language is construed to require a municipality to adjust its rates.

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