

Senator Unterman of the 45th offered the following amendment:

WITHDRAWN

1 *Amend the substitute to SB 426 (LC 36 3620S) by deleting lines 160 through 167 and*
 2 *inserting in lieu thereof the following:*

3 (2)(A) The utility poles and small wireless facilities provided for in paragraph (1) of
 4 this subsection shall be so constructed and maintained as not to obstruct or hinder the
 5 usual travel or public safety on such right of way or obstruct the legal use of such right
 6 of way by other utilities.

7 (B) Each new utility pole installed in such right of way shall:

8 (i) Not exceed 50 feet above ground level;

9 (ii) Include a slip base system or other breakaway type system designed to allow the
 10 pole to detach from the ground at points close to ground level in order to reduce
 11 damage to a motor vehicle and its occupants in the event of a crash; and

12 (iii) Be subject to an additional application fee of up to \$1,000.00 per new utility
 13 pole.

14 (C) Each modified utility pole installed in such right of way shall not exceed the
 15 greater of:

16 (i) Ten feet in height above the tallest existing utility pole in place as of
 17 January 1, 2018, located within 500 feet of the new pole in the same right of way; or

18 (ii) Fifty feet above ground level.