

116TH CONGRESS
1ST SESSION

H. R. 2784

To clarify section 224 of the Communications Act of 1934 as not limiting the ability of a State to adopt a one touch make ready policy for pole attachments, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 16, 2019

Ms. ESHOO introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To clarify section 224 of the Communications Act of 1934 as not limiting the ability of a State to adopt a one touch make ready policy for pole attachments, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as “Clearing Local Impedi-
5 ments Makes Broadband Open to New Competition and
6 Enhancements” or the “CLIMB ONCE Act”.

1 **SEC. 2. STATE ADOPTION OF ONE TOUCH MAKE READY**
2 **POLICY FOR POLE ATTACHMENTS.**

3 (a) CONSTRUCTION.—Nothing in section 224 of the
4 Communications Act of 1934 (47 U.S.C. 224) or the im-
5 plementing rules of the Federal Communications Commis-
6 sion shall be construed to limit the ability of a State to
7 adopt a one touch make ready policy with respect to pole
8 attachments.

9 (b) DEVELOPMENT OF MODEL POLICY.—Not later
10 than 180 days after the date of the enactment of this Act,
11 the Commission shall publish recommendations on best
12 practices, including a model policy, relating to the imple-
13 mentation of a one touch make ready policy by a State.

14 (c) DEFINITIONS.—In this section:

15 (1) COMMISSION.—The term “Commission”
16 means the Federal Communications Commission.

17 (2) ONE TOUCH MAKE READY POLICY.—The
18 term “one touch make ready policy” means, with re-
19 spect to the addition or modification of a pole at-
20 tachment, regulations relating to the activity under-
21 taken in order to prepare the pole, duct, conduit, or
22 right-of-way for the addition of a new attachment in-
23 cluding the ability of an attacher to perform all
24 make ready work in a single trip to the pole and a
25 requirement of the designation by a pole owner or
26 utility of a list of at least two approved contractors

1 for each pole, duct, conduit, or right-of-way to per-
2 form all such activity.

3 (3) POLE ATTACHMENT; STATE; UTILITY.—The
4 terms “pole attachment”, “State”, and “utility”
5 have the meanings given those terms in section
6 224(a) of the Communications Act of 1934 (47
7 U.S.C. 224(a)).

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