

SENATE BILL NO. 1711

103RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR MCCREERY.

7152S.02I

KRISTINA MARTIN, Secretary

AN ACT

To amend chapter 227, RSMo, by adding thereto one new section relating to utility colocation along highway corridors.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 227, RSMo, is amended by adding thereto one new section, to be known as section 227.241, to read as follows:

227.241. 1. For the purposes of this section, "electric transmissions facilities" shall include public utilities, investor owned utilities, utility cooperatives, municipal utilities, transmission only entities, and merchant transmission line developers.

2. For the purposes of this section, the term "highway" shall mean the public thoroughfare for vehicles, including public interstate highways, freeways, controlled access highways, and state and county highways.

3. Within highway rights-of-way, subject to reasonable engineering, safety, and access requirements, the commission and the department of transportation shall allow the installation, operation, and maintenance of electric transmission facilities, including high voltage and interstate transmission facilities.

4. The commission and the Missouri department of transportation shall develop uniform criteria for

18 longitudinal and parallel colocation of transmission
19 facilities within highway rights-of-way.

20 5. The duties of the commission and the department
21 shall include:

22 (1) Providing reasonable timelines and procedure for
23 review and approval of colocation requests;

24 (2) Ensuring the safety of the public and
25 infrastructure;

26 (3) Avoiding duplication of corridors where colocation
27 is feasible; and

28 (4) Imposing reasonable conditions for construction,
29 right-of-way access, maintenance coordination, and
30 restoration but shall not interfere with colocation.

31 6. The commission and department shall promulgate and
32 enforce reasonable rules and regulations to implement the
33 provisions of this section. Any rule or portion of a rule,
34 as that term is defined in section 536.010, that is created
35 under the authority delegated in this section shall become
36 effective only if it complies with and is subject to all of
37 the provisions of chapter 536 and, if applicable, section
38 536.028. This section and chapter 536 are nonseverable and
39 if any of the powers vested with the general assembly
40 pursuant to chapter 536 to review, to delay the effective
41 date, or to disapprove and annul a rule are subsequently
42 held unconstitutional, then the grant of rulemaking
43 authority and any rule proposed or adopted after August 28,
44 2026, shall be invalid and void.

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