

# SENATE AMENDMENT NO. \_\_\_\_\_

Offered by \_\_\_\_\_ Of \_\_\_\_\_

Amend SS/SCS/Senate Bill No. 838, Page 1, Section TITLE, Line 4,

2 by striking "the means of energy production" and inserting  
3 in lieu thereof the following: "electric utilities"; and

4 Further amend said bill and page, section A, line 4, by  
5 inserting after all of said line the following:

6 "227.241. 1. For the purposes of this section,  
7 "electric transmissions facilities" shall include public  
8 utilities, investor owned utilities, utility cooperatives,  
9 municipal utilities, transmission only entities, and  
10 merchant transmission line developers.

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

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

21 4. The commission and the Missouri department of  
22 transportation shall develop uniform criteria for  
23 longitudinal and parallel colocation of transmission  
24 facilities within highway rights-of-way.

25           5. The duties of the commission and the department  
26 shall include:

27           (1) Providing reasonable timelines and procedure for  
28 review and approval of colocation requests;

29           (2) Ensuring the safety of the public and  
30 infrastructure;

31           (3) Avoiding duplication of corridors where colocation  
32 is feasible; and

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

36           6. The commission and department shall promulgate and  
37 enforce reasonable rules and regulations to implement the  
38 provisions of this section. Any rule or portion of a rule,  
39 as that term is defined in section 536.010, that is created  
40 under the authority delegated in this section shall become  
41 effective only if it complies with and is subject to all of  
42 the provisions of chapter 536 and, if applicable, section  
43 536.028. This section and chapter 536 are nonseverable and  
44 if any of the powers vested with the general assembly  
45 pursuant to chapter 536 to review, to delay the effective  
46 date, or to disapprove and annul a rule are subsequently  
47 held unconstitutional, then the grant of rulemaking  
48 authority and any rule proposed or adopted after August 28,  
49 2026, shall be invalid and void."; and

50           Further amend the title and enacting clause accordingly.