

1-1 By: Zaffirini S.B. No. 2344  
1-2 (In the Senate - Filed March 12, 2025; March 25, 2025, read  
1-3 first time and referred to Committee on Business & Commerce;  
1-4 May 9, 2025, reported favorably by the following vote: Yeas 11,  
1-5 Nays 0; May 9, 2025, sent to printer.)

1-6 COMMITTEE VOTE

1-7	Yea	Nay	Absent	PNV
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			
1-18	X			

1-19 A BILL TO BE ENTITLED  
1-20 AN ACT

1-21 relating to the placement of telephone corporation facilities in  
1-22 the right-of-way of certain county roads.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Subchapter E, Chapter 181, Utilities Code, is  
1-25 amended by adding Section 181.0821 to read as follows:

1-26 Sec. 181.0821. REGULATION BY CERTAIN COUNTIES. (a) This  
1-27 section applies only to a county with a population of less than  
1-28 75,000 that is located in a standard metropolitan statistical area  
1-29 with a population of more than 1.5 million.

1-30 (b) A telephone corporation may install a facility of the  
1-31 corporation in the right-of-way of a county road under Section  
1-32 181.082 only after the corporation submits to the county and the  
1-33 commissioners court of the county approves an application to use  
1-34 the right-of-way for the facility, according to procedures provided  
1-35 by an order adopted by the commissioners court of the county.

1-36 (c) The procedures adopted by the commissioners court of the  
1-37 county:

1-38 (1) may not include procedures or forms that are  
1-39 substantially different from the application procedures and forms  
1-40 used for locating other utility facilities in the right-of-way of a  
1-41 county road;

1-42 (2) must provide that the county, not later than the  
1-43 10th business day after the date an application for use of the  
1-44 right-of-way is submitted, will provide notice to the telephone  
1-45 corporation that the application:

1-46 (A) is approved as filed; or

1-47 (B) must be modified to comply with location or  
1-48 construction schedule requirements to reduce conflicts with county  
1-49 road construction projects;

1-50 (3) must allow for resubmission of an application for  
1-51 which a modification is requested under Subdivision (2)(B) not  
1-52 later than the 15th day after the date the corporation receives  
1-53 notice under that paragraph; and

1-54 (4) must provide that an application resubmitted under  
1-55 Subdivision (3) is considered to be approved if the county does not  
1-56 deny the application before the sixth business day after the date  
1-57 the resubmitted application is submitted.

1-58 (d) The commissioners court of the county may require a  
1-59 telephone corporation that has installed a facility in the  
1-60 right-of-way of a county road under Section 181.082 to relocate the  
1-61 facility at the corporation's expense to allow for the widening or

2-1 other modification of a traffic lane.  
2-2 (e) To impose a requirement under Subsection (d), the  
2-3 commissioners court of the county must give the telephone  
2-4 corporation written notice of the requirement not later than the  
2-5 45th day before the date the relocation is to be made. The notice  
2-6 must identify the facility to be relocated and indicate the  
2-7 location in the right-of-way where the corporation may reinstall  
2-8 the facility.  
2-9 (f) The telephone corporation shall pay the cost of  
2-10 repairing a county road damaged by the relocation.  
2-11 SECTION 2. This Act takes effect September 1, 2025.

2-12 \* \* \* \* \*