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The FCC Considers Regulation of New Communications Services—Implications For Municipalities by William R. Hanna

Rapid developments in communications technology are changing the way Americans interact with each other and the world around them. While municipalities, like other users of communications services, eagerly await new developments in communications, municipalities must stay informed about the classification and regulation of new communications services, since the regulatory treatment of various packet-mode technologies will affect municipal law enforcement, cable franchising authority, and finances for decades to come.

Federal Preemption—Can Local Land Use Regulation of Radio Broadcasting Towers Withstand the Challenge? by Clark McCoy

Clark McCoy offers this analysis of the extent to which federal law preempts local zoning regulations governing AM and FM radio broadcast transmission towers. What can a local zoning authority do? Are zoning decisions preempted?

And Now For Something Completely Different: Programming Governmental Access Channels by Craig D. Tindall

What are the specific types of programming that can be offered over governmental access channels? This review of the relevant statutes, the legislative history, government reports and cases offers guidelines and advice on the extent of control that may be exercised over programming by local governments.

Is the Telecom Explosion Putting Governments at Risk? by Johnathan L. Kramer

Like any boom, the telecommunications industry is facing pressure is to get new services to the consumers before they are offered by competitors, forcing some telecommunications providers to cut corners in the installation and maintenance of their outside plant facilities. This article explores the underlying reasons and pressures for the growing issue of safety code non-compliance by providers, and offers some concrete suggestions to proactively address the issue.

Michigan’s Metro Act: One State’s Solution to Telecommunications Fees and Permits by John W. Pestle

In 2002, Michigan revised its laws relating to telecommunications providers obtaining local permission to use the rights-of-way for their lines. This case study offers insights, ably outlined by John Pestle, into one approach that will be of interest to municipalities in other states.

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