

1 ENGROSSED HOUSE  
2 BILL NO. 2928

By: McCall of the House

3 and

4 Leewright of the Senate

5  
6 An Act relating to rural broadband; requiring private  
7 broadband service providers and certain satellite-  
8 based broadband private providers to submit map data  
9 by certain date; requiring certain supplemental map  
10 data submission by certain date; authorizing the  
11 promulgation of certain rules; requiring certain  
12 public entities to submit certain map data in certain  
13 form annually; requiring private providers and public  
14 entities to disclose certain information on  
15 properties served and speeds of Internet service;  
16 allowing for process to correct map inaccuracies;  
17 providing that certain information remain  
18 confidential; requiring the Rural Broadband Expansion  
19 Council to determine data submission format;  
20 excepting certain information from disclosure;  
21 requiring third party to collect data; requiring data  
22 be submitted by certain process; requiring Oklahoma  
23 Department of Commerce and the Council to annually  
24 update certain map using data collected; stating map  
requirements; allowing for certain annual evaluation;  
providing for codification; and declaring an  
emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified  
in the Oklahoma Statutes as Section 139.203 of Title 17, unless  
there is created a duplication in numbering, reads as follows:

A. On or before October 31, 2021, and annually thereafter, in  
accordance with the FCC Data Collection and Methodology, private

1 broadband service providers operating in this state and satellite-  
2 based broadband private providers that have been designated as an  
3 eligible telecommunications carrier pursuant to 47 U.S.C., Section  
4 214(e) (6) for any portion of Oklahoma, hereinafter referred to as  
5 "private providers", shall submit to the Oklahoma Department of  
6 Commerce and the Rural Broadband Expansion Council the broadband  
7 network area coverage map data the private providers are required to  
8 submit to the Federal Communications Commission pursuant to the  
9 federal Broadband Deployment Accuracy and Technological Availability  
10 Act, 47 U.S.C., Section 641 et seq. The map data shall be updated  
11 annually through a supplemental submission by the private providers  
12 that reflects changes in area coverage from the preceding year. The  
13 Department is authorized to promulgate rules for the collection of  
14 the broadband network area coverage map reports from the private  
15 providers.

16 B. On or before October 31 of each year, OneNet, the Office of  
17 Management and Enterprise Services and the Oklahoma Department of  
18 Transportation, hereinafter referred to as "public entities", shall  
19 submit to the Oklahoma Department of Commerce and the Rural  
20 Broadband Expansion Council broadband network area coverage map data  
21 of all assets and network coverage in the format requested by the  
22 Oklahoma Department of Commerce and Council.

23 C. Private providers and public entities shall disclose to the  
24 Oklahoma Department of Commerce and the Rural Broadband Expansion

1 Council the properties they serve and the maximum advertised  
2 download and upload speeds at which they provide any Internet  
3 services to those properties, and shall be afforded by the Oklahoma  
4 Department of Commerce and the Council a process to petition for  
5 correction of potential inaccuracies in the map.

6 D. The reports and information required to be disclosed  
7 pursuant to this section by private providers shall remain  
8 confidential pursuant to Section 24A.10 of Title 51 of the Oklahoma  
9 Statutes. The Council shall determine the required submission  
10 format of the data submitted under the provisions of this act. In  
11 no instance shall private providers be required to submit any data,  
12 in substantive content or form or schedule, beyond or in advance of  
13 the data described in subsection A of this section, or any data  
14 containing customer information, such as names, addresses or account  
15 numbers. The Department shall use a third party to collect the data  
16 submitted by private providers under the provisions of this act.  
17 The third party shall deliver data to the Department following a  
18 white label process to remove information identifying specific  
19 providers.

20 E. On or before December 1 of each year, the Department and the  
21 Council shall update the map required by subsection G of Section  
22 139.202 of Title 17 of the Oklahoma Statutes using the data  
23 collected under the provisions of this act in a manner that  
24 identifies the assets and service areas of the public entities while

1 displaying anonymized information, without reference to any specific  
2 private provider, of the assets and service areas of private  
3 providers.

4 F. After the FCC completes the national Broadband Serviceable  
5 Location Fabric and accompanying National Broadband Availability  
6 Map, the Rural Broadband Expansion Council shall annually evaluate  
7 whether the State of Oklahoma needs to continue producing an  
8 annually updated statewide broadband map in accordance with the  
9 provisions of this section.

10 SECTION 2. It being immediately necessary for the preservation  
11 of the public peace, health or safety, an emergency is hereby  
12 declared to exist, by reason whereof this act shall take effect and  
13 be in full force from and after its passage and approval.

14 Passed the House of Representatives the 9th day of March, 2021.

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Presiding Officer of the House  
of Representatives

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19 Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2021.

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Presiding Officer of the Senate

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