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February 16, 2023

AS AMENDED

SENATE BILL NO. 849

By: Paxton

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[ Oklahoma Broadband Expansion Act - data reporting -
effective date -
emergency ]
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BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 17 O.S. 2021, Section 139.203, as amended by Section 11, Chapter 229, O.S.L. 2022, and as renumbered by Section 14, Chapter 229, O.S.L. 2022 (74 O.S. Supp. 2022, Section 9210), is amended to read as follows:

Section 9210. A. On or before October 31, 2022, and annually thereafter, in accordance with the FCC Data Collection and Methodology, private broadband service providers operating in this state and satellite-based broadband private providers that have been designated as an eligible telecommunications carrier pursuant to 47 U.S.C., Section 214(e)(6) for any portion of Oklahoma, hereinafter referred to as "private providers", shall submit to the Oklahoma Broadband Office a copy of the ~~broadband network area coverage map~~ data the private providers ~~are required to~~ submit to the FCC pursuant to the federal Broadband Deployment Accuracy and Technological Availability Act, 47 U.S.C., Section 641 et seq. The

1 map data shall be updated annually through a supplemental submission
2 by the private providers ~~that reflects changes in area coverage from~~
3 ~~the preceding year, including~~ and any updates ~~that are the result of~~
4 relating to incentives and grants created, administered, or awarded
5 by the Office. The Office is authorized to promulgate rules for the
6 collection of the broadband network area coverage map reports from
7 the private providers.

8 B. On or before October 31 of each year, OneNet, the Office of
9 Management and Enterprise Services, the Oklahoma Corporation
10 Commission, and the Oklahoma Department of Transportation,
11 hereinafter referred to as "public entities", shall submit to the
12 Office and the Broadband Expansion Council broadband network area
13 coverage map data of all assets and network coverage in the format
14 requested by the Office.

15 C. Private providers and public entities shall disclose to the
16 Office the properties they serve and the maximum advertised download
17 and upload speeds at which they provide any Internet services to
18 those properties.

19 D. The reports and information required to be disclosed
20 pursuant to this section by private providers shall remain
21 confidential pursuant to Section 24A.10 of Title 51 of the Oklahoma
22 Statutes. The Office shall determine the required submission format
23 of the data submitted under the provisions of this act.
24

1 E. On or before December 1 of each year, the Office shall
2 update the statewide broadband services map required by subsection E
3 of Section 5 of this act using the data collected under the
4 provisions of this act in a manner that identifies the assets and
5 service areas of the public entities while displaying anonymized
6 information, without reference to any specific private provider, of
7 the assets and service areas of private providers.

8 SECTION 2. This act shall become effective July 1, 2023.

9 SECTION 3. It being immediately necessary for the preservation
10 of the public peace, health or safety, an emergency is hereby
11 declared to exist, by reason whereof this act shall take effect and
12 be in full force from and after its passage and approval.

13 COMMITTEE REPORT BY: COMMITTEE ON ENERGY AND TELECOMMUNICATIONS
14 February 16, 2023 - DO PASS AS AMENDED
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