

First Regular Session of the 122nd General Assembly (2021)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2020 Regular Session of the General Assembly.

HOUSE ENROLLED ACT No. 1449

AN ACT to amend the Indiana Code concerning utilities.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 4-4-38.5-2, AS ADDED BY P.L.189-2019, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. **(a)** As used in this chapter, "eligible broadband project" means a project for the deployment of **terrestrial** broadband infrastructure for the provision of eligible broadband service, regardless of the delivery technology:

- (1) to buildings used by public school corporations primarily for educating students, as described in section 9(b)(1) of this chapter;**
- (2) to rural health clinics, as described in section 9(b)(2) of this chapter;**
- (3) to ensure that eligible students have access points providing a connection to eligible broadband service, as described in section 9(b)(3) of this chapter; or**
- (4) in rural areas in Indiana, as described in section 9(b)(4) of this chapter.**

(b) For purposes of this section, terrestrial broadband infrastructure includes infrastructure used for a fixed wireless connection to the Internet but does not include infrastructure used for a satellite connection to the Internet.

SECTION 2. IC 4-4-38.5-3, AS ADDED BY P.L.189-2019, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

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UPON PASSAGE]: Sec. 3. As used in this chapter, "eligible broadband service" means a ~~terrestrial~~ connection to the Internet that provides an actual speed of at least: ~~twenty-five (25)~~

(1) one thousand (1,000) megabits per second downstream with respect to grants awarded under section 9(b)(1) or 9(b)(2) of this chapter; or

(2) fifty (50) megabits per second downstream and at least ~~three~~ ~~(3)~~ five (5) megabits per second upstream with respect to grants awarded under section 9(b)(3) or 9(b)(4) of this chapter;

regardless of the technology or medium used to provide the connection.

SECTION 3. IC 4-4-38.5-4.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2021]: **Sec. 4.5. As used in this chapter, "eligible student" means a student who is:**

(1) a resident of Indiana;

(2) less than twenty-three (23) years of age; and

(3) enrolled in a school in Indiana providing any combination of kindergarten through grade 12 instruction.

SECTION 4. IC 4-4-38.5-6.2 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 6.2. As used in this chapter, "public school corporation" means either of the following:**

(1) A local public school corporation established under Indiana law, including a:

(A) school city;

(B) school town;

(C) metropolitan school district;

(D) consolidated school corporation;

(E) county school corporation;

(F) community school corporation; and

(G) united school corporation.

(2) A charter school (as defined in IC 20-24-1-4).

SECTION 5. IC 4-4-38.5-7.1 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 7.1. (a) As used in this chapter, "rural health clinic" means a building that is:**

(1) located in a rural area;

(2) owned or operated by a health care entity (as defined in IC 25-26-14-6); and

(3) used primarily to provide diagnostic, medical, surgical, dental, or rehabilitative care.

(b) The term does not include a pharmacy or wholesale drug



distributor.

SECTION 6. IC 4-4-38.5-9, AS ADDED BY P.L.189-2019, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 9. (a) The office shall establish procedures for the awarding of grants from the fund after July 31, 2019, by state agencies to eligible broadband service providers for eligible broadband projects.

(b) The procedures established under this section must establish the following priorities for the awarding of grants under this chapter:

(1) First, extending the deployment of eligible broadband service **(as defined in section 3(1) of this chapter) to areas in which: any building:**

(A) ~~Internet connections are unavailable; or that is used by a public school corporation primarily for educating students; and~~

(B) **with respect to which** the only available connections to the Internet are at actual speeds of less than ~~ten (10) one thousand (1,000)~~ megabits per second downstream.

(2) **Second, extending the deployment of eligible broadband service (as defined in section 3(1) of this chapter) to any rural health clinic with respect to which the only available connections to the Internet are at actual speeds of less than one thousand (1,000) megabits per second downstream.**

(3) **Third, extending the deployment of eligible broadband service (as defined in section 3(2) of this chapter) so as to ensure that every eligible student has at the student's primary Indiana residence an access point that provides a connection to the Internet at actual speeds of at least the speed set forth in section 3(2) of this chapter.**

~~(2) Second;~~ (4) **Fourth, extending the deployment of eligible broadband service (as defined in section 3(2) of this chapter) to rural areas in which the only available connections to the Internet are at actual speeds of**

(A) ~~not less than ten (10) megabits; and~~

(B) **not more less than twenty-five (25) megabits per second downstream.**

~~(3) (5) Projects: for areas~~

(A) described in subdivision (2) shall not be funded before projects described in subdivision (1);

(B) **described in subdivision (3) shall not be funded before projects described in subdivision (1) or (2); and**

(C) described in subdivision (4) shall not be funded before



projects described in subdivision (1), (2), or (3).

However, a state agency may fund an eligible broadband project that is designated as a lower priority under this subsection if no competitive applications for eligible broadband projects designated as a higher priority under this subsection are submitted with respect to any particular round of grant funding under this chapter.

(c) Except for a project described in subsection (b)(1) or (b)(2), the procedures established under this section may not permit the awarding of a grant from the fund for any proposed broadband project in an area in which eligible broadband service to deploy broadband infrastructure to a specific address for which a connection to the Internet that provides an actual speed of at least twenty-five (25) megabits per second downstream is available.

(d) The procedures established under this section may not permit the office to award a grant from the fund:

(1) for any project in a rural area for to extend the deployment of eligible broadband service to one (1) or more service addresses with respect to which funding has been allocated from the federal government has been used or will be disbursed to extend broadband service at actual speeds of at least twenty-five (25) megabits per second downstream to those same addresses; or

(2) if the awarding of the grant would jeopardize funding that has been awarded by the federal government for purposes of expanding broadband service in Indiana, including funding from the:

(A) Connect America Fund;

(B) Rural Digital Opportunity Fund;

(C) Broadband Technology Opportunities Program; or

(D) State Broadband Initiative;

or from any other similar federal funding program. the express purpose of which is to provide broadband service to rural or unserved areas.

(e) The procedures established under this section must establish a system of priorities for awarding grants under this chapter, weighted as determined by the office in guidelines adopted under section 10 of this chapter, that gives preference to eligible broadband projects that meet the following criteria:

(1) Projects that will provide eligible broadband service to unincorporated areas in Indiana.

(2) Projects for which the applicant commits to providing more than fifty percent (50%) of the cost to deploy the proposed



broadband infrastructure. ~~When multiple applicants apply for a grant to provide eligible broadband service to the same rural area; the office may establish a preference for approving applications with a greater funding contribution by the applicant.~~

(3) Projects that require a lower contribution from the fund per passing, as determined by calculating:

(A) the amount of the grant to be awarded under this chapter; divided by

(B) the total number of unserved homes and unserved businesses at which eligible broadband service will be made available by completion of the eligible broadband project.

~~(3) (4) Projects that involve an agreement between the applicant and one (1) or more other parties that would permit the applicant to use existing facilities or infrastructure owned or controlled by an unrelated third party to enable the applicant to offer eligible broadband service to buildings or locations in a rural area described in subsection (b).~~

(f) The procedures established under this section must prohibit a state agency, in awarding any grant from the fund, from discriminating between different types of technology used to provide eligible broadband service in connection with proposed eligible broadband projects.

(g) The procedures established under this section must, subject to section 14 of this chapter, require the office to publish on the office's Internet web site all grant applications, **including the specific addresses for which state funds would be used to provide eligible broadband service**, received by the office under this chapter. For each grant application received, the office shall establish a period of at least thirty (30) days from the date the application is published on the office's Internet web site under this subsection, during which time the office will accept comments or objections concerning the application. The office shall consider, **in making a determination as to whether to award a grant to an applicant under this chapter**, all comments or objections received under this subsection, ~~in making a determination as to whether to award a grant to an applicant under this chapter.~~ **including any new grant application that:**

(1) is submitted by another eligible broadband service provider; and

(2) indicates that such other eligible broadband service provider would be willing to provide eligible broadband service to the same addresses included in the posted



application at a lower cost to the state.

Any new grant application submitted by another eligible broadband service provider under subdivisions (1) and (2) in response to a grant application published on the office's Internet web site must be submitted to the office within the time frame established by the office under this subsection for the submission of comments and objections with respect to the published grant application. The office shall publish any new grant applications submitted under subdivisions (1) and (2) on the office's Internet web site and shall notify the original grant applicant of the publication. However, the submission of one (1) or more new grant applications under subdivisions (1) and (2) does not trigger a new comment period under this subsection with respect to those new applications. Any amended grant application by the original applicant in response to any new grant application under subdivisions (1) and (2) must be submitted within a time frame that is established by the office and that commences with the publication of the new application on the office's Internet web site. The office is not required to allow the submission of new applications in response to any amended application by the original broadband service provider.

SECTION 7. IC 4-4-38.5-10, AS ADDED BY P.L.189-2019, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 10. (a) The office shall adopt guidelines to implement this chapter, including guidelines governing the following:

- (1) The form and content of requests to provide eligible broadband service ~~to a rural area.~~ **in connection with an eligible broadband project.**
- (2) The form and content of applications for grants under this chapter.
- (3) A competitive bidding process or a process for requests for proposals for eligible broadband projects.
- (4) Standards for determining whether a broadband service provider has demonstrated:
 - (A) financial;
 - (B) technical; and
 - (C) operational;
 capability in building and operating a broadband network, as necessary to qualify as an eligible broadband service provider for purposes of this chapter.
- (5) Standards establishing population parameters or another appropriate metric for defining a community that qualifies as a



small municipality for purposes of section 7(2) of this chapter.

(6) Standards for determining the types and categories of expenses that are:

- (A) directly related to an eligible broadband project; and
- (B) eligible to receive funding under this chapter.

(7) Standards for assigning weight to the funding priorities set forth in section 9(e) of this chapter.

(b) In adopting the guidelines described in subsection (a) or in otherwise administering this chapter, the office may collaborate with other state agencies or with political subdivisions of the state.

SECTION 8. IC 4-4-38.5-10.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 10.5. (a) The office shall establish a program to expand the availability of broadband Internet connectivity throughout Indiana by:**

(1) entering into agreements with broadband service providers under which broadband service providers agree to accept subsidy payments distributed by the office as a form of payment for the provision of eligible broadband service; and
(2) distributing subsidy payments to broadband service providers with whom the office enters into agreements under subdivision (1), to be used as a form of payment for eligible broadband service provided before July 1, 2025, to the following, as prioritized in this subdivision:

(A) First, to public school corporations to pay for eligible broadband service (as defined in section 3(1) of this chapter) to any building:

- (i) that is used primarily for educating students; and**
- (ii) with respect to which a connection to eligible broadband service (as defined in section 3(1) of this chapter) first becomes available at the building after December 31, 2020.**

(B) Second, to rural health clinics to pay for eligible broadband service (as defined in section 3(1) of this chapter) for which a connection to the eligible broadband service (as defined in section 3(1) of this chapter) first becomes available at a building described in section 7.1 of this chapter after December 31, 2020.

(C) Third, to eligible students to pay for eligible broadband service (as defined in section 3(2) of this chapter) for which a connection to the eligible broadband service (as defined in section 3(2) of this chapter) first becomes available at



the primary residences of those students after December 31, 2020.

(b) A subsidy payment distributed by the office under the program established under this section may be used to pay one (1) or more of the following expenses:

(1) Fees charged by a broadband service provider for installation, activation, equipment purchases, or other one (1) time expenses of providing eligible broadband service to a recipient described in subsection (a)(2).

(2) Monthly subscription fees charged by a broadband service provider for the provision of eligible broadband service to a recipient described in subsection (a)(2), including modem and router charges.

(c) The office shall adopt and publish on the office's Internet web site guidelines to implement the program, including guidelines governing the following:

(1) Standards for determining eligibility to receive one (1) or more subsidy payments under the program.

(2) Standards for determining the number and dollar amounts of subsidy payments to be distributed under the program, including standards for determining whether an applicant for assistance is eligible for a single payment or for a recurring payment of financial assistance.

(3) Standards for broadband service providers to participate in the program.

(4) Standards for determining:

(A) the total amount of financial assistance to be distributed in subsidy payments under the program for each state fiscal year the program is operational; and

(B) sources of funding for that financial assistance.

(5) Any other standards the office determines are necessary to implement and administer the program.

(d) The office may not distribute a payment subsidy under the program for the benefit of any person or entity described in subsection (a)(2) unless the person or entity has first exhausted any available federal subsidies for broadband service for which the person or entity is eligible, as determined by the office.

(e) The program established under this section may not provide subsidy payments or other financial assistance for expenses described in subsection (b) that are incurred after June 30, 2025.

(f) This section expires July 1, 2025.

SECTION 9. IC 4-4-38.5-11, AS ADDED BY P.L.189-2019,



SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 11. (a) The rural broadband fund is established for the purpose of:

(1) awarding grants under:

(1) (A) this chapter after July 31, 2019; and

(2) (B) IC 4-4-38 before August 1, 2019;

(2) **providing financial assistance under the program established by the office under section 10.5 of this chapter for expenses described in section 10.5(b) of this chapter incurred before July 1, 2025;**

(3) **providing funding for the creation and annual maintenance of the public broadband portal created and administered by the office under IC 4-4-41-9; and**

(4) **awarding grants under the Indiana broadband connectivity program under IC 4-4-41.**

(b) The office shall administer the fund.

(c) The fund consists of:

(1) money appropriated by the general assembly;

(2) money received by the office from federal grants or programs for broadband infrastructure; and

(3) donations, gifts, and money received from any other source, including transfers from other funds or accounts.

(d) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public funds may be invested.

(e) Money in the fund at the end of a state fiscal year does not revert to the state general fund but remains in the fund to be used exclusively for the purposes of this chapter and IC 4-4-38.

SECTION 10. IC 4-4-38.5-13, AS ADDED BY P.L.189-2019, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 13. **(a) The office shall establish and publish on the office's Internet web site:**

(1) specific, measurable goals; and

(2) metrics to be used in assessing the progress made toward accomplishing those goals;

for the disbursement of state broadband grant funds.

(b) Beginning in 2020, not later than August 1 of each year, the office shall submit to the ~~general assembly~~ **interim study committee on energy, utilities, and telecommunications established by IC 2-5-1.3-4(8)** a report on the awarding of grants under this chapter during the most recent state fiscal year, including the following:

(1) The number, amounts, and recipients of grants awarded under



this chapter, along with the state agency awarding each grant.

- (2) The status of any funded eligible broadband projects.
- (3) Expenses incurred and funds spent by the office in administering this chapter.
- (4) A list of the entities, if any, that the office collaborated with in administering this chapter.
- (5) An accounting of money in the fund, including funds awarded as grants under this chapter.
- (6) The number of:
 - (A) **school corporation buildings described in section 9(b)(1) of this chapter;**
 - (B) **rural health clinics described in section 9(b)(2) of this chapter;**
 - (C) **access points described in section 9(b)(3) of this chapter; and**
 - (D) **locations in rural areas described in section 9(b)(4) of this chapter;**

to which broadband infrastructure has been deployed with the use of grant funds under this chapter, including address-level information for newly connected locations.

- (7) The overall progress of the deployment of broadband infrastructure for the provision of eligible broadband service:
 - (A) **to school corporation buildings, as described in section 9(b)(1) of this chapter;**
 - (B) **to rural health clinics, as described in section 9(b)(2) of this chapter;**
 - (C) **so as to ensure that eligible students have access points providing a connection to eligible broadband service, as described in section 9(b)(3) of this chapter; and**
 - (D) **in rural areas in Indiana, as described in section 9(b)(4) of this chapter.**

A report to the ~~general assembly~~ **interim study committee on energy, utilities, and telecommunications** under this subsection must be in an electronic format under IC 5-14-6.

~~(b)~~ (c) Every ~~three (3) years;~~ **year**, beginning in 2021, the state board of accounts shall conduct an audit of the awarding of grants under:

- (1) IC 4-4-38; and
- (2) this chapter;

as appropriate, during the most recent ~~three (3) state fiscal years;~~ **year**. A report of an audit conducted under this subsection shall be submitted to the ~~general assembly~~ **interim study committee on energy, utilities,**

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and telecommunications established by IC 2-5-1.3-4(8) in an electronic format under IC 5-14-6 not later than ~~December 31~~ **September 1** of the calendar year that includes the end of the ~~third~~ state fiscal year covered by the audit.

SECTION 11. IC 4-4-41 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

Chapter 41. Indiana Broadband Connectivity Program

Sec. 1. As used in this chapter, "broadband Internet" means a connection to the Internet that provides an actual speed of at least fifty (50) megabits per second downstream and at least five (5) megabits per second upstream, regardless of the technology or medium used to provide the connection.

Sec. 2. As used in this chapter, "fund" refers to the rural broadband fund established by IC 4-4-38.5-11.

Sec. 3. As used in this chapter, "minimum broadband Internet" means a connection to the Internet that provides an actual speed of at least twenty-five (25) megabits per second downstream and at least three (3) megabits per second upstream, regardless of the technology or medium used to provide the connection.

Sec. 4. As used in this chapter, "office" refers to the office of community and rural affairs established by IC 4-4-9.7-4.

Sec. 5. As used in this chapter, "program" refers to the Indiana broadband connectivity program established by section 7 of this chapter.

Sec. 6. As used in this chapter, "registered provider" means a company, firm, corporation, partnership, or association that provides broadband Internet service in Indiana and that has registered with the program under section 8 of this chapter.

Sec. 7. (a) The Indiana broadband connectivity program is established for the purpose of expanding the availability of broadband Internet connectivity throughout Indiana by:

- (1) connecting Indiana residents and businesses that lack access to broadband Internet service with providers of broadband Internet service through the public broadband portal created under section 8 of this chapter; and
- (2) providing funding under section 9 of this chapter to assist broadband Internet providers in meeting the expense of extending broadband Internet service to addresses at which minimum broadband Internet service is unavailable.

(b) The office shall administer the program.

Sec. 8. (a) The office shall contact broadband Internet providers



to solicit the providers' registration with the program. The office shall not:

- (1) require a provider to provide any proprietary business information to the office for purposes of participating in the program; or
- (2) require a provider to participate in the program.

(b) The office shall create and administer a public broadband portal:

- (1) that is accessible to individuals through the office's Internet web site and through a mailing address designated by the office for the purpose of public access to the portal; and
- (2) through which an individual may submit the individual's residential or business address to report that minimum broadband Internet connectivity is unavailable at the address.

The public broadband portal created and administered by the office under this section must solicit information as to whether one (1) or more eligible students reside at an address that is reported by an individual under subdivision (2). The office may contract or consult with one (1) or more third parties in the creation or administration of the public broadband portal required by this section.

(c) At least every three (3) months, the office shall:

- (1) post addresses, including ZIP codes and any reported information as to whether an eligible student resides at an address, submitted under subsection (b)(2) to an Internet web site that is accessible only to registered providers; and
- (2) not less than twenty-four (24) hours after the addresses are posted, send notice of the posting to registered providers by electronic mail.

(d) Not later than ten (10) business days after a registered provider receives notice of a posting of addresses under subsection (c), the registered provider may provide notice to the office of any posted address at which the registered provider's minimum broadband Internet service is available.

(e) If the office does not receive notice under subsection (d) regarding an address within ten (10) business days after posting the address under subsection (c), the office shall, not later than twenty (20) business days after the expiration of the ten (10) business day period described in subsection (d), transmit to each registered provider a bid notification for provision of broadband Internet service at the address.

(f) A registered provider that receives a bid notification for an



address under subsection (e) and wishes to submit a bid for provision of broadband Internet service to the address must, not later than sixty (60) days after receiving the bid notification, send to the office a bid that includes:

- (1) a proposal for making a line extension from the provider's existing broadband Internet infrastructure to the address;
- (2) an estimate of the state's share of the cost for the line extension; and
- (3) a statement of the amount of the cost of the line extension that the provider agrees to bear.

(g) The office shall, not later than thirty (30) business days after the close of the sixty (60) day bidding period for an address under subsection (f), evaluate the bids received and select the provider whose bid presents the lowest cost to the state for extension of the provider's broadband Internet infrastructure to the address.

(h) As used in this section, "eligible student" means a student who is:

- (1) a resident of Indiana;
- (2) less than twenty-three (23) years of age; and
- (3) enrolled in a school in Indiana providing any combination of kindergarten through grade 12 instruction.

Sec. 9. (a) The office shall:

- (1) award a grant from the fund to a provider selected by the office under section 8(g) of this chapter to extend broadband Internet service to an address; and
- (2) enter into an agreement with the provider under which:
 - (A) the provider agrees to extend broadband Internet service to the address; and
 - (B) the office agrees to distribute the amount of the grant to the provider upon the provider's satisfactory completion of extension of broadband Internet service to the address and the provider's submission of:
 - (i) an invoice for the provider's expenses in extending broadband Internet service to the address; and
 - (ii) a statement that broadband Internet service is now available at the address.

(b) The amount of a grant under this section may not exceed the following:

- (1) A per-line extension amount that exceeds twenty-five thousand dollars (\$25,000), regardless of the number of addresses served by the line extension.
- (2) A per-passing amount that exceeds the state's cost per



passing for all grants awarded from the fund under IC 4-4-38.5 as of the last day of the immediately preceding state fiscal year, as calculated by the office.

Sec. 10. (a) Not later than November 1 of each year, the office shall:

- (1) issue to the executive director of the legislative services agency, for distribution to the members of the general assembly convening in November of that year; and
- (2) post to the office's Internet web site;

a report regarding the program.

(b) The report under subsection (a) must include the following information with regard to the immediately preceding calendar year:

- (1) The number of addresses submitted under section 8(b)(2) of this chapter:
 - (A) in total; and
 - (B) categorized by the Indiana legislative district in which the address is located.
- (2) The number of grants, and the amount of the grants, awarded under this chapter:
 - (A) in total; and
 - (B) categorized by the Indiana legislative district in which the grant was used to extend broadband Internet service.

(c) The report issued under subsection (a)(1) must be in an electronic format under IC 5-14-6.

Sec. 11. The office shall adopt rules under IC 4-22-2 necessary for the administration of this chapter. In adopting the rules required by this section, the office may adopt emergency rules in the manner provided by IC 4-22-2-37.1. Notwithstanding IC 4-22-2-37.1(g), an emergency rule adopted by the office under this section and in the manner provided by IC 4-22-2-37.1 expires on the date on which a rule that supersedes the emergency rule is adopted by the office under IC 4-22-2-24 through IC 4-22-2-36.

SECTION 12. [EFFECTIVE UPON PASSAGE] (a) The definitions in IC 4-4-38.5, as amended by this act, apply throughout this SECTION.

(b) IC 4-4-38.5-9, as amended by this act, applies to the awarding of grants from the rural broadband fund after June 30, 2021, by state agencies to eligible broadband service providers for eligible broadband projects.

(c) Not later than July 1, 2021, the office shall amend the guidelines adopted by the office under IC 4-4-38.5-10, as amended



by this act, to the extent necessary to reflect the changes to the priorities set forth in IC 4-4-38.5-9(b) and IC 4-4-38.5-9(e), both as amended by this act, for the awarding of grants under IC 4-4-38.5 by state agencies to eligible broadband service providers for eligible broadband projects.

(d) This SECTION expires January 1, 2022.

SECTION 13. An emergency is declared for this act.



Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Governor of the State of Indiana

Date: _____ Time: _____

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