

1 STATE OF OKLAHOMA

2 2nd Session of the 58th Legislature (2022)

3 HOUSE BILL 3181

By: Phillips

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5
6 AS INTRODUCED

7 An Act relating to rural broadband; amending 17 O.S.
8 2021, Section 139.203, which relates to requiring
9 submission of map data by public and private
10 entities; striking language creating private
11 submission requirements; eliminating language
12 requiring certain evaluations by the Rural Broadband
13 Expansion Council; and providing an effective date.

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

15 SECTION 1. AMENDATORY 17 O.S. 2021, Section 139.203, is
16 amended to read as follows:

17 Section 139.203 ~~A. On or before October 31, 2021, and annually~~
18 ~~thereafter, in accordance with the FCC Data Collection and~~
19 ~~Methodology, private broadband service providers operating in this~~
20 ~~state and satellite-based broadband private providers that have been~~
21 ~~designated as an eligible telecommunications carrier pursuant to 47~~
22 ~~U.S.C., Section 214(e) (6) for any portion of Oklahoma, hereinafter~~
23 ~~referred to as "private providers", shall submit to the Oklahoma~~
24 ~~Department of Commerce and the Rural Broadband Expansion Council the~~
~~broadband network area coverage map data the private providers are~~
~~required to submit to the Federal Communications Commission pursuant~~

1 ~~to the federal Broadband Deployment Accuracy and Technological~~
2 ~~Availability Act, 47 U.S.C., Section 641 et seq. The map data shall~~
3 ~~be updated annually through a supplemental submission by the private~~
4 ~~providers that reflects changes in area coverage from the preceding~~
5 ~~year. The Department is authorized to promulgate rules for the~~
6 ~~collection of the broadband network area coverage map reports from~~
7 ~~the private providers.~~

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

15 ~~C.~~ ~~Private providers and public entities shall disclose to the~~
16 ~~Oklahoma Department of Commerce and the Rural Broadband Expansion~~
17 ~~Council the properties they serve and the maximum advertised~~
18 ~~download and upload speeds at which they provide any Internet~~
19 ~~services to those properties, and shall be afforded by the Oklahoma~~
20 ~~Department of Commerce and the Council a process to petition for~~
21 ~~correction of potential inaccuracies in the map.~~

22 ~~D.~~ ~~The reports and information required to be disclosed~~
23 ~~pursuant to this section by private providers shall remain~~
24 ~~confidential pursuant to Section 24A.10 of Title 51 of the Oklahoma~~

1 ~~Statutes. The Council shall determine the required submission~~
2 ~~format of the data submitted under the provisions of this act. In~~
3 ~~no instance shall private providers be required to submit any data,~~
4 ~~in substantive content or form or schedule, beyond or in advance of~~
5 ~~the data described in subsection A of this section, or any data~~
6 ~~containing customer information, such as names, addresses or account~~
7 ~~numbers. The Department shall use a third party to collect the data~~
8 ~~submitted by private providers under the provisions of this act.~~
9 ~~The third party shall deliver data to the Department following a~~
10 ~~white label process to remove information identifying specific~~
11 ~~providers.~~

12 ~~E. B.~~ On or before December 1 of each year, the Department
13 Department of Commerce and the Council shall update the map required
14 by subsection G of Section 139.202 of ~~Title 17 of the Oklahoma~~
15 ~~Statutes~~ this title using the data collected under the provisions of
16 this act in a manner that identifies the assets and service areas of
17 the public entities while displaying anonymized information, without
18 reference to any specific private provider, of the assets and
19 service areas of private providers.

20 ~~F.~~ ~~After the FCC completes the national Broadband Serviceable~~
21 ~~Location Fabric and accompanying National Broadband Availability~~
22 ~~Map, the Rural Broadband Expansion Council shall annually evaluate~~
23 ~~whether the State of Oklahoma needs to continue producing an~~
24

1 ~~annually updated statewide broadband map in accordance with the~~
2 ~~provisions of this section.~~

3 SECTION 2. This act shall become effective November 1, 2022.

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