

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 SENATE BILL 849

By: Paxton

4  
5  
6 AS INTRODUCED

7 An Act relating to the Oklahoma Broadband Expansion  
8 Act; amending 17 O.S. 2021, Section 139.203, as  
9 amended by Section 11, Chapter 229, O.S.L. 2022, and  
10 as renumbered by Section 14, Chapter 229, O.S.L. 2022  
11 (74 O.S. Supp. 2022, Section 9210), which relates to  
12 coverage map data reporting; modifying reporting  
13 requirements for private providers; providing an  
14 effective date; and declaring an emergency.

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

16 SECTION 1. AMENDATORY 17 O.S. 2021, Section 139.203, as  
17 amended by Section 11, Chapter 229, O.S.L. 2022, and as renumbered  
18 by Section 14, Chapter 229, O.S.L. 2022 (74 O.S. Supp. 2022, Section  
19 9210), is amended to read as follows:

20 Section 9210. A. On or before October 31, 2022, and annually  
21 thereafter, in accordance with the FCC Data Collection and  
22 Methodology, private broadband service providers operating in this  
23 state and satellite-based broadband private providers that have been  
24 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

1 Broadband Office a copy of the ~~broadband network area coverage map~~  
2 data the private providers ~~are required to~~ submit to the FCC  
3 pursuant to the federal Broadband Deployment Accuracy and  
4 Technological Availability Act, 47 U.S.C., Section 641 et seq. The  
5 map data shall be updated annually through a supplemental submission  
6 by the private providers ~~that reflects changes in area coverage from~~  
7 ~~the preceding year, including~~ and any updates ~~that are the result of~~  
8 relating to incentives and grants created, administered, or awarded  
9 by the Office. The Office is authorized to promulgate rules for the  
10 collection of the broadband network area coverage map reports from  
11 the private providers.

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

19 C. Private providers and public entities shall disclose to the  
20 Office the properties they serve and the maximum advertised download  
21 and upload speeds at which they provide any Internet services to  
22 those properties.

23 D. The reports and information required to be disclosed  
24 pursuant to this section by private providers shall remain

1 confidential pursuant to Section 24A.10 of Title 51 of the Oklahoma  
2 Statutes. The Office shall determine the required submission format  
3 of the data submitted under the provisions of this act.

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

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

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

16  
17 59-1-1528 RD 1/19/2023 9:26:36 PM  
18  
19  
20  
21  
22  
23  
24  
25