

HOUSE BILL No. 1192

DIGEST OF INTRODUCED BILL

Citations Affected: IC 5-28-28.5.

Synopsis: Broadband development. Provides that a local governmental unit that wishes to be certified as a broadband ready community must establish a procedure under which the unit promotes increasing the number of subscribers to broadband services in the unit after the unit is certified as a broadband ready community.

Effective: July 1, 2017.

Ober

January 10, 2017, read first time and referred to Committee on Utilities, Energy and Telecommunications.



First Regular Session of the 120th General Assembly (2017)

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 2016 Regular Session of the General Assembly.

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A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

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

1 SECTION 1. IC 5-28-28.5-6, AS ADDED BY P.L.18-2015,
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2017]: Sec. 6. (a) In addition to the duties set forth in section
4 5 of this chapter, the center shall create a program to certify a unit as
5 a broadband ready community.
6 (b) A unit may apply for certification as a broadband ready
7 community. The application must be in a form and manner prescribed
8 by the corporation. The corporation shall approve an application and
9 certify a unit as a broadband ready community if the corporation
10 determines that the unit has:
11 (1) established a permit procedure that complies with section 7 of
12 this chapter; ~~and~~
13 **(2) established a broadband adoption procedure that complies**
14 **with section 8 of this chapter; and**
15 ~~(2)~~ **(3)** complied with any other requirements of the corporation.
16 SECTION 2. IC 5-28-28.5-8 IS ADDED TO THE INDIANA CODE
17 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY



1 1, 2017]: **Sec. 8. (a)** As used in this section, "broadband adoption"
2 refers to the number of individuals who subscribe to broadband
3 services (as defined in IC 8-1-33-8).

4 **(b)** A unit that wishes to be certified as a broadband ready
5 community must establish a procedure to promote broadband
6 adoption in the unit after the unit is certified as a broadband ready
7 community. The procedure must include the following:

8 **(1)** A single point of contact in charge of broadband adoption
9 in the unit.

10 **(2)** An assurance that each communications service provider
11 that already provides broadband services in the unit will be
12 notified that the unit is applying to be a broadband ready
13 community.

14 **(3)** An assurance that the unit will work with communications
15 service providers to promote broadband adoption in the unit.

16 **(c)** A procedure established under subsection (b) may not do the
17 following:

18 **(1)** Discriminate among communications service providers
19 with respect to promoting broadband adoption in the unit.

20 **(2)** Impose a fee on communications service providers to fund
21 promotion of broadband adoption in the unit.

