

FLOOR AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend SB849 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: Trey Caldwell

Reading Clerk

1 STATE OF OKLAHOMA

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

3 FLOOR SUBSTITUTE
4 FOR ENGROSSED

5 SENATE BILL NO. 849

By: Paxton of the Senate

and

6 Caldwell (Trey) of the
7 House

8
9 FLOOR SUBSTITUTE

10 An Act relating to the Oklahoma Broadband Expansion
11 Act; amending 17 O.S. 2021, Section 139.203, as
12 amended by Section 11, Chapter 229, O.S.L. 2022, and
13 as renumbered by Section 14, Chapter 229, O.S.L. 2022
14 (74 O.S. Supp. 2022, Section 9210), which relates to
15 reporting requirements for the coverage map data;
16 modifying submission deadlines; modifying regular
17 updates; providing for establishing requirements;
18 modifying definition; amending disclosures; requiring
19 consent; providing an effective date; and declaring
20 an emergency.

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

22 SECTION 1. AMENDATORY 17 O.S. 2021, Section 139.203, as
23 amended by Section 11, Chapter 229, O.S.L. 2022, and as renumbered
24 by Section 14, Chapter 229, O.S.L. 2022 (74 O.S. Supp. 2022, Section
9210), is amended to read as follows:
Section 9210. Private providers network area coverage map data.

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2 A. ~~In On or before October 31, 2022, and annually thereafter,~~
3 ~~in~~ accordance with the FCC Data Collection and Methodology, private
4 broadband service providers operating in this state and satellite-
5 based broadband private providers that have been designated as an
6 eligible telecommunications carrier pursuant to 47 U.S.C., Section
7 214(e) (6) for any portion of Oklahoma, hereinafter referred to as
8 "private providers", shall submit to the Oklahoma Broadband Office,
9 within five (5) days of the submission deadlines set by the FCC a
10 copy of the broadband network area coverage map data in the same
11 format as the private providers ~~are required to~~ submit to the FCC
12 pursuant to the federal Broadband Deployment Accuracy and
13 Technological Availability Act, 47 U.S.C., Section 641 et seq. The
14 map data shall be periodically updated ~~annually~~ through a
15 supplemental submission by the private providers as requested by the
16 Office, including, but not limited to any that reflects changes in
17 area coverage from the preceding year, including updates that are
18 ~~the result of~~ relating to incentives and grants created,
19 administered, or awarded by the Office. The Office is authorized to
20 establish requirements ~~promulgate rules~~ for the collection of the
21 broadband network area coverage map reports from the private
22 providers.

23 B. On or before October 31 of each year, OneNet, the Office of
24 Management and Enterprise Services, the Oklahoma Corporation

1 Commission, ~~and~~ the Oklahoma Department of Transportation, and any
2 other state agencies that own, operate or manage broadband network
3 assets, hereinafter referred to as "public entities", shall submit
4 to the Office and the Broadband Expansion Council broadband network
5 area coverage map data of all assets and network coverage in the
6 format requested by the Office.

7 C. Private providers and public entities shall disclose to the
8 Office all individual locations ~~the properties~~ they serve and the
9 maximum advertised download and upload speeds at which they provide
10 any Internet services to those locations ~~properties~~.

11 D. The reports and information required to be disclosed
12 pursuant to this section by private providers shall be considered
13 ~~remain~~ confidential pursuant to Section 24A.10 of Title 51 of the
14 Oklahoma Statutes and shall not be publically disclosed without the
15 consent of the private provider. The Office shall determine the
16 required submission format of the data submitted under the
17 provisions of this act.

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

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

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

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7 59-1-8278 MKS 04/20/23

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