

**2SHB 1701** - H AMD 220

By Representative Hudgins

ADOPTED 03/09/2009

1 Strike everything after the enacting clause and insert the  
2 following:

3 "NEW SECTION. **Sec. 1.** It is the intent of the legislature to  
4 pursue deployment and adoption of high-speed internet services in the  
5 state to promote economic development and the creation of green jobs,  
6 with the ultimate goal of making high-speed internet more readily  
7 available throughout the state.

8 NEW SECTION. **Sec. 2.** A new section is added to chapter 43.105 RCW  
9 to read as follows:

10 (1) The department is designated as an eligible entity for purposes  
11 of the broadband data improvement act, P.L. 110-385.

12 (2) The department is authorized to receive federal funds made  
13 available for broadband or high-speed internet purposes according to  
14 the provisions of the acts of congress making the funds available.  
15 Funds must be expended in accordance with federal and state law and any  
16 conditions contingent in the grant of those funds.

17 NEW SECTION. **Sec. 3.** A new section is added to chapter 43.105 RCW  
18 to read as follows:

19 (1) Subject to the availability of federal or state funding  
20 appropriated for this specific purpose, the department shall implement  
21 a high-speed internet deployment and adoption strategy on behalf of the  
22 state, beginning in areas with an uptake rate for high-speed internet  
23 below the state median. Implementation of the strategy may include:

24 (a) Developing an interactive web site to allow residents to self-  
25 report whether high-speed internet is available at their home or  
26 residence and at what speed;

27 (b) Soliciting and receiving gifts, grants, and bequests for high-  
28 speed internet deployment and adoption efforts; and

1 (c) Conducting a detailed survey of all high-speed internet  
2 infrastructure owned or leased by state agencies and creating a  
3 geographic information system map of all high-speed internet  
4 infrastructure owned or leased by the state.

5 (2) State agencies responding to a survey request from the  
6 department under subsection (1)(c) of this section shall respond in a  
7 reasonable and timely manner, not to exceed one hundred twenty days.  
8 State agencies, if surveyed, shall disclose to the department, at a  
9 minimum:

10 (a) The total bandwidth of high-speed internet infrastructure owned  
11 or leased;

12 (b) The cost of maintaining that high-speed internet  
13 infrastructure, if owned, or the price paid for the high-speed internet  
14 infrastructure, if leased; and

15 (c) The leasing entity, if applicable.

16 (3) The department may adopt rules as necessary to carry out the  
17 provisions of this section.

18 (4) For purposes of this section, "state agency" includes every  
19 state office, department, division, bureau, board, commission, or other  
20 state agency.

21 NEW SECTION. **Sec. 4.** A new section is added to chapter 43.105 RCW  
22 to read as follows:

23 (1) The department is authorized, through a competitive bidding  
24 process, to procure on behalf of the state a geographic information  
25 system map detailing high-speed internet infrastructure, service  
26 availability, and adoption. This geographic information system map may  
27 include adoption information, availability information, type of high-  
28 speed internet deployment technology, and available speed tiers for  
29 high-speed internet based on publicly available form 477 aggregated  
30 data collected by the federal communications commission.

31 (2) The department may procure this map either by:

32 (a) Contracting for and purchasing a completed map from a third  
33 party; or

34 (b) Working directly with the federal communications commission to  
35 accept publicly available data based on form 477 data.

1       **Sec. 5.** RCW 43.105.350 and 2008 c 262 s 3 are each amended to read  
2 as follows:

3       (1) For purposes of (~~compliance with section 2, chapter 262, Laws~~  
4 ~~of 2008 or~~) any (~~subsequent~~) state high-speed internet deployment  
5 and adoption initiative, the department of information services, the  
6 department of community, trade, and economic development, the utilities  
7 and transportation commission, and any other government agent or agency  
8 shall not (~~gather or request any information related to high-speed~~  
9 ~~internet infrastructure or service from~~) require providers of  
10 telecommunications or high-speed internet services (~~that is~~) to  
11 provide information related to high-speed internet infrastructure or  
12 service that may be classified by the provider as proprietary or  
13 competitively sensitive, but may accept, store, and use such  
14 information if voluntarily offered by the provider or if provided by  
15 the federal government to facilitate implementation of a high-speed  
16 internet deployment and adoption initiative.

17       (2) Nothing in this section may be construed as limiting the  
18 authority of a state agency or local government to gather or request  
19 information from providers of telecommunications or high-speed internet  
20 services for other purposes pursuant to its statutory authority."

21       Correct the title.

EFFECT:       Strikes the provisions of the underlying bill.  
Designates the department of information services (DIS) as an eligible  
entity for purposes of the federal broadband data improvement act.  
Provides that the DIS may accept federal funding for broadband.  
Specifies that the DIS must implement a high-speed internet strategy on  
behalf of the state, subject to available state or federal funding.

Authorizes the DIS to:   (1) Develop an interactive web site  
regarding high-speed internet availability; (2) solicit grants and  
gifts for high-speed internet; and (3) survey high-speed internet  
infrastructure owned or leased by state agencies and develop a  
geographic information system (GIS) map.

Authorizes the DIS to procure a GIS map, either by purchasing a  
completed map from a third party or by working directly with the  
federal communications commission to accept publicly available high-  
speed internet data.

Modifies a restriction in existing law that prevents the DIS and  
other state agencies from collecting high-speed internet information  
from providers.

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