
SECOND SUBSTITUTE HOUSE BILL 1700

State of Washington 61st Legislature 2009 Regular Session

By House General Government Appropriations (originally sponsored by Representatives Hudgins, McCoy, and Hasegawa)

READ FIRST TIME 03/02/09.

1 AN ACT Relating to conducting an inventory of publicly owned high-
2 speed internet infrastructure; amending RCW 43.105.350; adding new
3 sections to chapter 43.105 RCW; and creating a new section.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 NEW SECTION. **Sec. 1.** It is the intent of the legislature to
6 assess what high-speed internet infrastructure is already publicly
7 owned or leased in order to better understand opportunities to leverage
8 existing resources, with the ultimate goal of making high-speed
9 internet service more readily available throughout the state,
10 especially in underserved areas and areas with an uptake rate for high-
11 speed internet below the state median.

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

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

16 (2) The department is authorized to receive federal funds made
17 available for broadband or high-speed internet purposes according to

1 the provisions of the acts of congress making the funds available.
2 Funds must be expended in accordance with federal and state law and any
3 conditions contingent in the grant of those funds.

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

6 (1) Subject to the availability of federal or state funding
7 appropriated for this specific purpose, the department shall:

8 (a) Conduct a detailed survey of all high-speed internet
9 infrastructure owned or leased by state agencies; and

10 (b) Use the surveyed information to create a geographic information
11 system map of all high-speed internet infrastructure owned or leased by
12 the state.

13 (2) State agencies shall respond to any request for information
14 from the department in a reasonable and timely manner, not to exceed
15 one hundred twenty days. State agencies shall disclose to the
16 department, at a minimum:

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

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

22 (c) The leasing entity, if applicable.

23 (3) The department may create an interactive web site to allow
24 residents to self-report whether high-speed internet is available at
25 their home or residence and at what speed.

26 (4) For purposes of this section, "state agency" includes every
27 state office, department, division, bureau, board, commission, or other
28 state agency.

29 **Sec. 4.** RCW 43.105.350 and 2008 c 262 s 3 are each amended to read
30 as follows:

31 (1) For purposes of (~~compliance with section 2, chapter 262, Laws~~
32 ~~of 2008 or~~) any (~~subsequent~~) state high-speed internet deployment
33 and adoption initiative, the department of information services, the
34 department of community, trade, and economic development, the utilities
35 and transportation commission, and any other government agent or agency
36 shall not (~~gather or request any information related to high-speed~~

1 ~~internet infrastructure or service from~~) require providers of
2 telecommunications or high-speed internet services (~~that is~~) to
3 provide information related to high-speed internet infrastructure or
4 service that may be classified by the provider as proprietary or
5 competitively sensitive, but may accept, store, and use such
6 information if voluntarily offered by the provider or if provided by
7 the federal government to facilitate implementation of a high-speed
8 internet deployment and adoption initiative.

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

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