
SECOND SUBSTITUTE HOUSE BILL 1701

State of Washington 61st Legislature 2009 Regular Session

By House Ways & Means (originally sponsored by Representatives Hudgins, McCoy, and Hasegawa)

READ FIRST TIME 03/03/09.

1 AN ACT Relating to authorizing the department of information
2 services to engage in high-speed internet activities; amending RCW
3 43.105.350; and adding new sections to chapter 43.105 RCW.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 43.105 RCW
6 to read as follows:

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

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

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

16 (1) Subject to the availability of federal or state funding
17 appropriated for this specific purpose, the department shall implement

1 a high-speed internet deployment and adoption strategy on behalf of the
2 state, beginning in areas with an uptake rate for high-speed internet
3 below the state median.

4 (2) Consistent with RCW 43.105.350, the department may accept
5 aggregated data from providers of telecommunications or high-speed
6 internet infrastructure for the purposes of creating a geographic
7 information system map of the current state of high-speed internet
8 infrastructure and service availability and adoption.

9 (3) The department may solicit and receive gifts, grants, and
10 bequests for high-speed internet deployment and adoption efforts.

11 (4) The department may create an interactive web site to allow
12 residents to self-report whether high-speed internet is available at
13 their home or residence and at what speed.

14 (5) The department may conduct a detailed survey of all high-speed
15 internet infrastructure owned or leased by state agencies and use this
16 information to create a geographic information system map.

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

19 **Sec. 3.** RCW 43.105.350 and 2008 c 262 s 3 are each amended to read
20 as follows:

21 (1) For purposes of ~~((compliance with section 2, chapter 262, Laws~~
22 ~~of 2008 or))~~ any ~~((subsequent))~~ state high-speed internet deployment
23 and adoption initiative, the department of information services, the
24 department of community, trade, and economic development, the utilities
25 and transportation commission, and any other government agent or agency
26 shall not ~~((gather or request any information related to high-speed~~
27 ~~internet infrastructure or service from))~~ require providers of
28 telecommunications or high-speed internet services ~~((that is))~~ to
29 provide information related to high-speed internet infrastructure or
30 service that may be classified by the provider as proprietary or
31 competitively sensitive, but may accept, store, and use such
32 information if voluntarily offered by the provider or if provided by
33 the federal government to facilitate implementation of a high-speed
34 internet deployment and adoption initiative.

35 (2) Nothing in this section may be construed as limiting the
36 authority of a state agency or local government to gather or request

1 information from providers of telecommunications or high-speed internet
2 services for other purposes pursuant to its statutory authority.

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