



SF0076

Broadband development program-amendments.

Sponsored By: Senator(s) Dockstader and Representative(s) Sommers

AN ACT relating to the broadband development program; creating requirements for providing funding for middle-mile broadband projects; defining terms; amending minimum speed requirements for projects funded under the program; specifying eligible applicants for funding; amending rulemaking authority and requirements for the program; amending application contents; providing for the confidentiality of certain application materials; amending procedures for the challenge process; specifying additional funding priorities; amending and repealing limitations on funding projects; repealing rulemaking requirements for broadband speeds; requiring rulemaking; specifying applicability; and providing for effective dates.

1/29/2021 Bill Number Assigned
2/4/2021 S Received for Introduction
2/4/2021 S Introduced and Referred to S07 - Corporations
3/1/2021 S07 - Corporations:Recommend Amend and Do Pass 4-1-0-0-0

ROLL CALL

Ayes: Senator(s) Boner, Driskill, Nethercott, Scott

Nays: Senator Case

Ayes 4 Nays 1 Excused 0 Absent 0 Conflicts 0

3/1/2021 S Placed on General File
3/1/2021 S COW:Laid Back

SF0076SS001/ADOPTED

Page 1-line 7 After "contents;" insert "providing for the confidentiality of certain application materials;".

Page 4-line 9 Delete "a new subsection (b)" and insert "new subsections (b) and (c)".

Page 8-after line 12 Insert:

"(c) The council shall, after providing opportunity for public comment, promulgate rules on or before September 1, 2021 that identify the nature and type of information provided by broadband providers to the council that shall be treated as confidential, trade secret or proprietary and that shall be protected from disclosure to the public. The following information shall not be considered confidential, trade secret or proprietary and shall be subject to disclosure to the public:

(i) Publicly available information;

(ii) The name of a broadband grant applicant and the amount of funding sought in their application;

(iii) Information which is to be publicly posted, provided to other carriers or provided to a legislative committee pursuant to W.S. 9-12-1504(a), 9-12-1507 or any other provision in this article;

(iv) The recipient and the amount of any broadband grant award;

(v) Information supplied by a broadband provider with consent from the provider to treat the supplied information as public information; and

(vi) Information deemed public information by the council after a hearing on the issue."

Page 9-line 4 Delete "ten (10)" and insert "fourteen (14)".

Page 9-line 11 After "received" insert ", obtained approval for or won an option for". DRISKILL, CHAIRMAN

SF0076SW001/ADOPTED

Page 4-line 6 After "W.S." insert "9-12-1404(a)(ii),".

Page 4-after line 11 Insert:

"9-12-1404. Economic diversification account created; authorized expenditures.

(a) There is created an economic diversification account. All monies in the account are continuously appropriated to the office of the governor to be used for the purposes of this article and as otherwise specified by law, including per diem, mileage and other administrative expenses of the ENDOW executive council. Notwithstanding W.S. 9-2-1008 and 9-4-207, funds in the account or subaccounts of the account shall not lapse at the end of the fiscal period. Interest earned on funds in the account shall be deposited to the account or appropriate subaccount. Within the account shall be subaccounts. For accounting and investment purposes only all subaccounts shall be treated as separate accounts. The subaccounts are as follows:

(ii) The broadband development subaccount. Funds within this subaccount may be expended as requested by the Wyoming business council and approved by the governor or his designee to provide funding for agreements entered into pursuant to W.S. 9-12-1501 through ~~9-12-1508~~ 9-12-1510";". DRISKILL

3/4/2021 S COW:Passed
3/5/2021 S 2nd Reading:Passed
3/8/2021 S 3rd Reading:Passed 22-7-1-0-0

ROLL CALL

Ayes: Senator(s) Anderson, Baldwin, Boner, Cooper, Dockstader, Driskill, Ellis, Furphy, Gierau, Hicks, Kinskey, Kolb, Kost, Landen, Nethercott, Pappas, Perkins, Rothfuss, Schuler, Scott, Steinmetz, Wasserburger

Nays: Senator(s) Biteman, Bouchard, Case, French, James, Mckeown, Salazar

Excused: Senator Hutchings

Ayes 22 **Nays** 7 **Excused** 1 **Absent** 0 **Conflicts** 0

3/9/2021 H Received for Introduction
3/12/2021 H Introduced and Referred to H07 - Corporations
3/29/2021 H07 - Corporations:Recommend Do Pass 9-0-0-0-0

ROLL CALL

Ayes: Representative(s) Blackburn, Clausen, Clifford, Duncan, Eyre, Hunt, Macguire, Roscoe, Zwonitzer

Ayes 9 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

3/29/2021 H Placed on General File

4/1/2021 H COW:Passed
4/2/2021 H 2nd Reading:Passed
4/2/2021 H 3rd Reading:Pursuant to HR 7-7 Accelerated to 3rd Reading 58-1-1-0-0

ROLL CALL

Ayes: Representative(s) Andrew, Baker, Banks, Barlow, Bear, Blackburn, Brown, Burkhart, Burt, Clausen, Clifford, Connolly, Crago, Duncan, Eklund, Eyre, Flitner, Fortner, Greear, Hallinan, Haroldson, Harshman, Heiner, Henderson, Hunt, Jennings, Kinner, Knapp, Larsen, L, Laursen, D, Macguire, Martinez, Newsome, Nicholas, Oakley, Obermueller, O'hearn, Olsen, Ottman, Paxton, Provenza, Roscoe, Schwartz, Sherwood, Simpson, Sommers, Stith, Styvar, Sweeney, Walters, Washut, Western, Wharff, Williams, Wilson, Winter, Yin, Zwonitzer

Nays: Representative Gray

Excused: Representative Neiman

Ayes 58 **Nays** 1 **Excused** 1 **Absent** 0 **Conflicts** 0

4/2/2021 H 3rd Reading:Passed 46-13-1-0-0

ROLL CALL

Ayes: Representative(s) Andrew, Banks, Barlow, Blackburn, Brown, Burkhart, Clausen, Clifford, Connolly, Crago, Duncan, Eklund, Eyre, Flitner, Greear, Hallinan, Haroldson, Harshman, Henderson, Hunt, Kinner, Knapp, Larsen, L, Macguire, Martinez, Newsome, Nicholas, Oakley, O'hearn, Olsen, Paxton, Provenza, Roscoe, Schwartz, Sherwood, Simpson, Sommers, Stith, Sweeney, Walters, Washut, Western, Wilson, Winter, Yin, Zwonitzer

Nays: Representative(s) Baker, Bear, Burt, Fortner, Gray, Heiner, Jennings, Laursen, D, Obermueller, Ottman, Styvar, Wharff, Williams

Excused: Representative Neiman

Ayes 46 **Nays** 13 **Excused** 1 **Absent** 0 **Conflicts** 0

4/2/2021 Assigned Number SEA No. 0065
4/2/2021 S President Signed SEA No. 0065
4/2/2021 H Speaker Signed SEA No. 0065
4/6/2021 Governor Signed SEA No. 0065
4/6/2021 Assigned Chapter Number 139

Chapter No. 139 Session Laws of Wyoming 2021