

[BUDGET AFFECTED]

Budget(s):       **Section 400.    AMERICAN RESCUE PLAN DIRECT (ARPD)**  
                  **APPROPRIATIONS**  
                  (Connect Wyoming 2)

\* \* \* \* \*

1   Page 12-line 2        After "22." insert "(a)".

3   Page 12-line 12       After "funds." insert:

5   "Matching funds expended from this appropriation shall be  
6   distributed and expended in accordance with the following:

8           (i) The Wyoming business council shall give priority to  
9   projects that:

11           (A) Increase competition and availability of  
12   broadband services available in Wyoming rural unserved and  
13   underserved areas and in Wyoming cities, towns and counties that  
14   lack competition in broadband services. In prioritizing projects  
15   under this subparagraph, the council shall promulgate rules to  
16   permit a reasonable overlap of existing broadband infrastructure  
17   if the overlap enhances the competitiveness of broadband services  
18   available to consumers to be served by the project.

21           (ii) For middle-mile broadband projects as defined by  
22   W.S. 9-12-1501(h)(ii) that have received or expended funds from  
23   this appropriation, the Wyoming business council shall require  
24   middle-mile broadband project recipients to allow last-mile  
25   broadband providers access to those middle-mile conduits at a  
26   reasonable rate as determined by the council;

27           (iii) If a recipient of funds from this appropriation  
28   cannot agree with another provider on allowing access or in setting  
29   a reasonable rate as required by this subsection, the recipient or  
30   provider may petition the public service commission for a hearing  
31   in accordance with the Wyoming Administrative Procedure Act and  
32   with rules of the commission."

34   To the extent required by this amendment: adjust totals; and  
35   renumber as necessary. KINSKEY