



Certification Page Regular and Emergency Rules

Revised September 2016

Emergency Rules *(After completing all of Sections 1 through 3, proceed to Section 5 below)*

Regular Rules

1. General Information

a. Agency/Board Name Wyoming Business Council		
b. Agency/Board Address 214 West 15th Street	c. City Cheyenne	d. Zip Code 82001
e. Name of Agency Liaison Warren Appel		f. Agency Liaison Telephone Number (307) 777-2803
g. Agency Liaison Email Address warren.appel1@wyo.gov		h. Adoption Date 12/10/2018
i. Program Broadband Development Grant Program		

2. Legislative Enactment

For purposes of this Section 2, "new" only applies to regular rules promulgated in response to a Wyoming legislative enactment not previously addressed in whole or in part by prior rulemaking and does not include rules adopted in response to a federal mandate.

a. Are these rules new as per the above description and the definition of "new" in Chapter 1 of the Rules on Rules?

No. Yes. Please provide the Enrolled Act Numbers and Years Enacted: **Senate Enrolled Act 36 (2018)**

3. Rule Type and Information

a. Provide the Chapter Number, Title, and Proposed Action for Each Chapter.

(Please use the Additional Rule Information form for more than 10 chapters and attach it to this certification)

Chapter Number:	Chapter Name:	<input checked="" type="checkbox"/> New <input type="checkbox"/> Amended <input type="checkbox"/> Repealed
1	General Provisions	
		<input type="checkbox"/> New <input type="checkbox"/> Amended <input type="checkbox"/> Repealed
		<input type="checkbox"/> New <input type="checkbox"/> Amended <input type="checkbox"/> Repealed
		<input type="checkbox"/> New <input type="checkbox"/> Amended <input type="checkbox"/> Repealed
		<input type="checkbox"/> New <input type="checkbox"/> Amended <input type="checkbox"/> Repealed
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		<input type="checkbox"/> New <input type="checkbox"/> Amended <input type="checkbox"/> Repealed
		<input type="checkbox"/> New <input type="checkbox"/> Amended <input type="checkbox"/> Repealed
		<input type="checkbox"/> New <input type="checkbox"/> Amended <input type="checkbox"/> Repealed

3. State Government Notice of Intended Rulemaking

a. Date on which the Proposed Rule Packet (consisting of the Notice of Intent as per W.S. 16-3-103(a), Statement of Principal Reasons, strike and underscore format and a clean copy of each chapter of rules were: **12/10/2018, 12/10/2018**

- approved as to form by the **Registrar of Rules**; and
- provided to the **Legislative Service Office and Attorney General**:

4. Public Notice of Intended Rulemaking

a. Notice was mailed 45 days in advance to all persons who made a timely request for advance notice. No. Yes. N/A

b. A public hearing was held on the proposed rules. No. Yes. Please complete the boxes below.

Date:	Time:	City:	Location:

c. If applicable, describe the **emergency** which requires promulgation of these rules without providing notice or an opportunity for a public hearing:

5. Final Filing of Rules

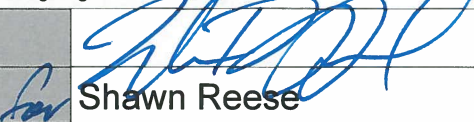
a. Date on which the Certification Page with original signatures and final rules were sent to the **Attorney General's Office for the Governor's signature**: **12/10/2018**

b. Date on which final rules were approved as to form by the **Secretary of State** and sent to the Legislative Service Office: **12/10/2018**

c. The Statement of Reasons is attached to this certification.

6. Agency/Board Certification

The undersigned certifies that the foregoing information is correct.

Signature of Authorized Individual	
Printed Name of Signatory	Shawn Reese
Signatory Title	Chief Executive Officer
Date of Signature	12/10/2018

7. Governor's Certification

I have reviewed these rules and determined that they:

1. Are within the scope of the statutory authority delegated to the adopting agency;
2. Appear to be within the scope of the legislative purpose of the statutory authority; and, if emergency rules,
3. Are necessary and that I concur in the finding that they are an emergency.

Therefore, I approve the same.

Governor's Signature	
Date of Signature	

Statement of Reasons

Wyoming Business Council

Wyoming Broadband Development Grant Program

Adoption of New Regular Rules: Chapter 1 – General Provisions

The Wyoming Business Council is proposing to adopt rules to fulfill its statutory obligation for the Wyoming Broadband Development Grant Program under W.S. 9-12-1501 et seq. This article requires the WBC to adopt rules defining key terms as used under the program.

Wyoming Business Council

Broadband Development Grant Program

Summary of Public Comment – December 10, 2018

The Wyoming Business Council received no comment on these proposed rules during the public comment period.

Wyoming Broadband Development Grant Program
Chapter 1
GENERAL PROVISIONS

Section 1. Purpose. These rules are adopted in order to implement W.S. 9-12-1501 et seq which provide for the making of grants to eligible applicants in order to promote the expansion of access to broadband service in unserved areas of the state.

Section 2. Authority. Authority for the promulgation of these rules is granted in W.S. 9-12-1501 and W.S. 9-12-1508.

Section 3. Definitions.

(a) "Eligible applicants" means as defined by W.S. 9-12-1501(c).

(b) "Unserved area" means as defined by W.S. 9-12-1501(e).

(c) "Adequate consideration" means the price stipulation within a contract that establishes equivalence in the exchange of value in the form of money, goods or services. Any exchange of value that is deemed not to be adequate could render the contract unenforceable.

(d) "Business corridor" means an area where multiple business are, or have undertaken permitting, construction or other substantial steps to be, located in proximity to each other such that the provision of broadband services at the speeds specified in W.S. 9-12-1501(b) is technologically and economically feasible.

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