

HOUSE BILL No. 4444

March 30, 2017, Introduced by Reps. Whiteford, Crawford, Allor, Victory and Rendon and referred to the Committee on Communications and Technology.

A bill to require certain coordination between construction projects in rights-of-way and installation of broadband facilities; and to provide for the powers and duties of certain state and local governmental officers and entities.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. As used in this act:

2 (a) "Broadband service" means that term as defined in section
3 102 of the Michigan telecommunications act, 1991 PA 179, MCL
4 484.2102.

5 (b) "Broadband conduit" means a conduit, pipe, innerduct, or
6 microduct for fiber optic or other cables that support broadband
7 and wireless facilities for broadband service.

8 (c) "Commission" means the Michigan public service commission
9 created in section 1 of 1939 PA 3, MCL 460.1.

1 (d) "Local unit of government" means a city, county, county
2 road commission, or village.

3 Sec. 2. (1) The commission shall, in collaboration with the
4 state transportation department and private entities, encourage and
5 coordinate efforts for the planning, relocation, installation, or
6 improvement of broadband conduit within any right-of-way under the
7 jurisdiction of the state transportation department in conjunction
8 with any current or planned construction in that right-of-way.

9 (2) The commission shall, in collaboration with any other
10 state departments and agencies the commission considers necessary,
11 develop a strategy to facilitate the timely and efficient
12 deployment of broadband conduit or other broadband facilities on
13 state-owned lands and buildings.

14 (3) The commission shall encourage and assist local units of
15 government to adopt and implement policies similar to those under
16 subsections (1) and (2) for construction or other improvements to
17 any of the following:

18 (a) Highways, roads, or any other right-of-way under the local
19 unit of government's jurisdiction.

20 (b) Lands or buildings owned by the local unit of government.

21 Sec. 3. The commission shall report on activities taken under
22 this act, including, but not limited to, the number of current and
23 planned projects using the approach, any gains in broadband speed
24 or access associated with the project, and any costs or cost
25 savings to this state, a private entity, or an end user of
26 broadband services.

27 Sec. 4. A local unit of government shall post on its website a

- 1 list of any current or planned construction projects in any right-
- 2 of-way under that local unit of government's jurisdiction.