

# HOUSE BILL NO. 5039

June 16, 2021, Introduced by Reps. Morse, Coleman, Sabo, Aiyash, Sowerby, Scott, Puri, Weiss, Anthony, Brabec, Young, Hood, Cavanagh and Whitsett and referred to the Committee on Communications and Technology.

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2021; and to provide for the expenditure of the appropriations.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

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PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for various state departments and agencies to supplement appropriations for the fiscal year ending September 30, 2021, from the following funds:

1	<b>APPROPRIATION SUMMARY</b>		
2	<b>GROSS APPROPRIATION</b>	\$	<b>35,000,000</b>
3	Interdepartmental grant revenues:		
4	Total interdepartmental grants and		
5	intradepartmental transfers		0
6	<b>ADJUSTED GROSS APPROPRIATION</b>	\$	<b>35,000,000</b>
7	Federal revenues:		
8	Total federal revenues		0
9	Special revenue funds:		
10	Total local revenues		0
11	Total private revenues		0
12	Total other state restricted revenues		0
13	<b>State general fund/general purpose</b>	\$	<b>35,000,000</b>
14	<b>Sec. 102. DEPARTMENT OF LABOR AND ECONOMIC</b>		
15	<b>OPPORTUNITY</b>		
16	<b>(1) APPROPRIATION SUMMARY</b>		
17	<b>GROSS APPROPRIATION</b>	\$	<b>35,000,000</b>
18	Interdepartmental grant revenues:		
19	Total interdepartmental grants and		
20	intradepartmental transfers		0
21	<b>ADJUSTED GROSS APPROPRIATION</b>	\$	<b>35,000,000</b>
22	Federal revenues:		
23	Total federal revenues		0
24	Special revenue funds:		
25	Total local revenues		0
26	Total private revenues		0
27	Total other state restricted revenues		0
28	<b>State general fund/general purpose</b>	\$	<b>35,000,000</b>

1	<b>(2) ONE-TIME APPROPRIATIONS</b>	
2	Statewide broadband - mapping initiative	\$ 10,000,000
3	Statewide broadband - planning grant initiative	25,000,000
4	<b>GROSS APPROPRIATION</b>	<b>\$ 35,000,000</b>
5	Appropriated from:	
6	<b>State general fund/general purpose</b>	<b>\$ 35,000,000</b>

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

**GENERAL SECTIONS**

12           Sec. 201. Pursuant to section 30 of article IX of the state  
13 constitution of 1963, total state spending from state sources under  
14 part 1 for the fiscal year ending September 30, 2021 is  
15 \$35,000,000.00 and total state spending from state sources to be  
16 paid to local units of government is \$0.00.

17           Sec. 202. The appropriations made and expenditures authorized  
18 under this part and part 1 and the departments, commissions,  
19 boards, offices, and programs for which appropriations are made  
20 under this part and part 1, are subject to the management and  
21 budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

**DEPARTMENT OF LABOR AND ECONOMIC OPPORTUNITY**

24           Sec. 301. (1) Funds appropriated in part 1 for statewide  
25 broadband - mapping initiative must be used by the department to  
26 contract with relevant partners to develop statewide maps that  
27 illustrate broadband availability, capability, and speeds  
28 throughout this state. The department shall develop a database and  
29 a process that accurately tracks address-level broadband

1 availability, capability, and speeds. Maps must include real world  
2 speed test data from individual citizens using an open source  
3 testing platform.

4 (2) The department shall provide a method for internet service  
5 providers to participate and share data on broadband availability,  
6 capability, and speeds in support of this project. The department  
7 shall allow for internet service providers and the data collected  
8 from internet service providers to remain anonymous in an effort to  
9 increase participation.

10 Sec. 302. Funds appropriated in part 1 for statewide broadband  
11 - mapping initiative may be used by the department, but are not  
12 limited to use for all of the following:

13 (a) Costs associated with a planning and coordination phase to  
14 review existing broadband mapping efforts and best practices for  
15 other states.

16 (b) Costs associated with integrating existing mapping or data  
17 collection efforts.

18 (c) Contracting with vendors, nonprofits, educational  
19 institutions, local units of government, or internet service  
20 providers.

21 (d) Costs associated with providing grants for broadband speed  
22 tests.

23 (e) Costs associated with partnering with software companies  
24 that maintain existing address-level broadband information or crowd  
25 sourcing platforms.

26 Sec. 303. From the funds appropriated in part 1 for statewide  
27 broadband - mapping initiative, the department shall submit a  
28 report within 90 days of this bill being enacted into law that  
29 updates the public on the department's proposed mapping plan. The

1 department shall provide a public comment period for at least 30  
2 days after submitting the report before moving forward with  
3 implementation of the mapping plan. The report must be posted on  
4 the department's website and must be made easily accessible by the  
5 public. Public comment shall be received in all formats, including  
6 an online forum.

7       Sec. 304. Funds appropriated in part 1 for statewide broadband  
8 - planning grant initiative shall be used by the department to  
9 implement a grant program. Grant awards shall be used for local  
10 planning, capacity building, community surveys, and demand  
11 aggregation.