

House Study Bill 588 - Introduced

HOUSE FILE _____
BY (PROPOSED COMMITTEE
ON COMMERCE BILL BY
CHAIRPERSON CARLSON)

A BILL FOR

1 An Act relating to access to the Iowa communications network.
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 8D.2, Code 2020, is amended by adding the
2 following new subsections:

3 NEW SUBSECTION. 01. "*Broadband infrastructure*" means the
4 same as defined in section 8B.1.

5 NEW SUBSECTION. 1A. "*Communications service provider*" means
6 the same as defined in section 8B.1.

7 NEW SUBSECTION. 7. "*Underserved area*" means the same as
8 defined in section 8B.1.

9 Sec. 2. NEW SECTION. 8D.15 **Wholesale access authorization.**

10 1. *Access to network — commission authority.*

11 Notwithstanding any contrary provisions of this chapter related
12 to access to the network, the commission may enter into a
13 contract to provide access to the network to a person who
14 is not an authorized user as provided in this section. The
15 commission may establish by rule the manner in which a contract
16 entered into pursuant to this section shall be undertaken.

17 2. *Access requirements — limitations.* Access to the
18 network pursuant to any contract entered into by the commission
19 pursuant to this section shall be subject to the following:

20 a. Sufficient capacity for existing and future authorized
21 user demands.

22 b. Access shall be provided for purposes of the installation
23 and deployment of broadband infrastructure in underserved areas
24 of the state.

25 c. Access shall be provided for wholesale transactions to
26 communications service providers who are engaged in providing
27 broadband capacity at retail to citizens and businesses in this
28 state.

29 d. Access shall not be provided at retail to persons who are
30 not authorized users or otherwise provided network access at
31 retail as of July 1, 2020.

32 e. Access provided shall not be used by a communications
33 service provider to provide services or broadband capacity to
34 persons who are authorized users or otherwise provided network
35 access as of July 1, 2020.

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1 provided to wholesale transactions with communications service
2 providers who are engaged in providing broadband capacity at
3 retail to citizens and businesses in the state.