

April 7, 2009

H 1213. AMEND BROADBAND DEFINITION/MORE COMPETITION. Filed 4/7/09. *AMENDING THE DEFINITION OF BROADBAND SERVICE TO ENCOURAGE DEPLOYMENT OF COMPETITIVE INTERNET PROTOCOL-ENABLED SERVICES.*

Amends GS 62-3(1) (providing definitions for public utilities statutes) to amend the definition of *broadband service* to include “any service that enables the end user to send or receive communications in Internet protocol or a successor protocol.”

Intro. by Brubaker.

GS 62

May 11, 2009

H 1213. AMEND BROADBAND DEFINITION/MORE COMPETITION. Filed 4/7/09. House committee substitute makes the following changes to 1st edition. Rewrites title to read, *AN ACT TO AMEND THE DEFINITION OF BROADBAND SERVICE AND TO PROVIDE THAT THE CONSUMER COMPLAINT PROCEDURE OVERSEEN BY THE PUBLIC STAFF OF THE UTILITIES COMMISSION IS NOT REGULATION UNDER CHAPTER 62.* Rewrites GS 62-2(b1), with respect to consumer complaint procedure, as new title indicates. Specifies that nothing in GS 62-2(b1) is to be construed to modify (1) the authority of any entity to enforce applicable state or federal laws relating to switched access rates or other intercarrier compensation rates for interexchange services by a local exchange telecommunications company or (2) any authority of the state or a political subdivision with respect to cable services consistent with specific federal and state laws. Rewrites definition of *broadband service* in GS 62-3(1) to equate it with the most current definition in rules and regulations adopted by the Federal Communications Commission (FCC) (was, previous edition added any service that enables an end user to send or receive communications in Internet protocol or a successor protocol to the current law’s definition). Unless an FCC definition provides otherwise, the term does not include any service that enables the end user to send or receive communications in Internet protocol or a successor protocol, including but not limited to Voice-over-Internet protocol. For purposes of GS Chapter 105 and Article 42 of GS Chapter 66, the term does not include any cable service or video programming sent or received in Internet protocol or a successor protocol or any other transmission mode.

H 1287. RECYCLE PRODUCTS CONTAINING MERCURY. Filed 4/8/09. House committee substitute makes the following changes to 2nd edition. Amends title to refer to all public agencies instead of all state agencies. Amends proposed GS 130A-310.60 to require that (1) public schools establish a program for the recycling of products containing mercury and (2) the Department of Public Instruction report on behalf of public schools to the Department of Environment and Natural Resources and the Department of Administration by February 1, 2010. Changes a reference from *State offices* to *public buildings*. Makes a clarifying change.

May 13, 2009

H 1213. AMEND BROADBAND DEFINITION/MORE COMPETITION. Filed 4/7/09. House committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT AMENDING THE DEFINITION OF BROADBAND SERVICE TO ENCOURAGE DEPLOYMENT OF COMPETITIVE INTERNET PROTOCOL-ENABLED SERVICES.* Deletes from the proposed amendment to GS 62-2(b1) that the complaint procedure provided under GS 62-73.1 is not considered regulation under subsection (b1). Restores definition of *broadband service* as currently set forth in GS 62-3(1) and deletes reference to the Federal Communications Commission definition. Adds to definition of *broadband service* to include any service that enables the end user to send or receive communications in Internet-protocol or a successor protocol including voice-over-Internet protocol. Deletes provision from the definition excluding from the meaning of broadband service cable service or video programming sent or received in Internet protocol. Makes technical changes.