

HOUSE AMENDMENTS TO HOUSE BILL 2411

By COMMITTEE ON ECONOMIC RECOVERY AND PROSPERITY

March 16

1 On page 1 of the printed bill, after line 13, insert:

2 “(4) ‘State highway’ has the meaning given that term in ORS 366.005.”

3 In line 14, delete “(4)” and insert “(5)”.

4 In line 18, delete “(5)” and insert “(6)”.

5 Delete lines 21 through 29 and insert:

6 **“SECTION 2. (1) The Oregon Broadband Office within the Oregon Business Development**
7 **Department shall develop a registry of telecommunications providers in this state. The office**
8 **shall update the registry no less than once per year and shall make the most recently up-**
9 **dated registry available to the Department of Transportation.**

10 **“(2) The Department of Transportation shall identify potential projects included in the**
11 **Statewide Transportation Improvement Program for which notification under subsection (3)**
12 **of this section is required. Potential projects eligible for identification under this subsection:**

13 **“(a) Must, except as otherwise provided in paragraph (b) of this subsection, include**
14 **projects on a state highway that involve the construction of underground utility**
15 **infrastructure, road construction, road resurfacing or other work that will result in longi-**
16 **tudinal trenching spanning a minimum length to be determined by the department by rule**
17 **and that could reasonably include, or prepare for, the installation of broadband conduit; and**

18 **“(b) May only include projects on an interstate highway to the extent otherwise author-**
19 **ized under federal or state law.**

20 **“(3) For each project identified under subsection (2) of this section, the department shall**
21 **timely notify each telecommunications provider on the registry established under subsection**
22 **(1) of this section:**

23 **“(a) That the project has been identified as suitable for coordination with telecommuni-**
24 **cation providers;**

25 **“(b) Of the telecommunication provider’s opportunity to coordinate with the department**
26 **to accommodate installation of underground utility infrastructure; and**

27 **“(c) Of the process for submitting a statement of interest to coordinate with the de-**
28 **partment on the project.**

29 **“(4) The department shall provide each telecommunications provider that receives a no-**
30 **tice under subsection (3) of this section no less than 30 days from the date the notice is is-**
31 **sued to submit to the department a statement of interest to coordinate with the department.**

32 **“(5) This section does not require the department to provide notice of an opportunity to**
33 **coordinate for the installation of underground utility infrastructure directly to any telecom-**
34 **munications provider, other utility or any other entity in a manner not described in this**
35 **section.”.**

1 On page 2, delete lines 1 through 23.
2 In line 25, after “notice” delete the rest of the line and insert “under section 2 of this 2021 Act,
3 the department”.
4 In line 27, delete “(4)(b)” and insert “(4)” and after “whether” delete the rest of the line and
5 delete lines 28 and 29 and insert “accommodation of installation of underground utility
6 infrastructure is appropriate.”.
7 In line 35, delete “whether the scope of a project should be modified” and insert “how”.
8 In line 38, delete “and”.
9 Delete line 39 and insert:
10 “(d) Procedures for permitting processes; and
11 “(e) Protest procedures.”.
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