



## Open Government Impact Statement

81st Oregon Legislative Assembly  
2022 Regular Session

## Measure: HB 4092 - A

Only impacts on Original or Engrossed  
Versions are Considered Official

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Date: 2/9/2022

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### SUMMARY

Modifies composition and duties of Oregon Broadband Advisory Council. Provides for establishment of grant application review committees.

Directs Oregon Broadband Office to develop Broadband Action Plan and Digital Equity Plan that address requirements in Infrastructure Investment and Jobs Act.

Directs Oregon Broadband Office to collect geospatial data information related to broadband service in Oregon to assist state to determine eligibility for grants and loans and confirm allocation of federal funds. Exempts from public disclosure proprietary information subject to nondisclosure agreement provided to office.

Establishes Connecting Oregon Libraries Fund. Continuously appropriates moneys in fund to State Library for purpose of providing matching funds for federal moneys received by certain libraries for providing broadband access. Requires State Library Board to adopt certain rules before distributing moneys in fund.

Directs Public Utility Commission, in consultation with certain other state agencies, to investigate and make recommendations on feasibility of expanding Oregon Telephone Assistance Program and applying residential service surcharge to support access to broadband Internet access service or other telecommunications services. Requires commission to submit report to appropriate regular or interim committee of Legislative Assembly and Oregon Broadband Office no later than June 1, 2023.

Removes requirement that Public Utility Commission serve notice of all filings of applications for certificates of authority to provide intrastate telecommunications services. Removes requirement that commission provide annual competitive provider report to Legislative Assembly.

Declares emergency, effective on passage.

### OPEN GOVERNMENT IMPACT

Legislative Counsel has not adopted standards for drafting measures that establish exemptions from disclosure of public records.

This measure exempts from public disclosure proprietary information subject to a nondisclosure agreement that is collected by the Oregon Broadband Office from Internet service providers and entities with broadband infrastructure in Oregon to determine eligibility for grants and loans and confirm the allocation of federal Infrastructure Investment and Jobs Act funds.

If the public records were instead subject to mandatory disclosure under public records law, trade secret information of Internet service providers and entities with broadband infrastructure in Oregon could be made publicly available.