



General Assembly

February Session, 2006

**Raised Bill No. 5263**

LCO No. 1538

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Referred to Committee on Energy and Technology

Introduced by:  
(ET)

***AN ACT PROMOTING BROADBAND INTERNET COMPETITION.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subdivision (4) of subsection (a) of section 7-536 of the  
2 general statutes is repealed and the following is substituted in lieu  
3 thereof (*Effective October 1, 2006*):

4 (4) "Local capital improvement project" means a municipal capital  
5 expenditure project for any of the following purposes: (A) Road  
6 construction, renovation, repair or resurfacing, (B) sidewalk and  
7 pavement improvements, (C) construction, renovation, enlargement or  
8 repair of sewage treatment plants and sanitary or storm, water or  
9 sewer lines, including separation of lines, (D) public building  
10 construction other than schools, including renovation, repair, code  
11 compliance, energy conservation and fire safety projects, (E)  
12 construction, renovation, enlargement or repair of dams, bridges and  
13 flood control projects, (F) construction, renovation, enlargement or  
14 repair of water treatment or filtration plants and water mains, (G)  
15 construction, renovation or enlargement of solid waste facilities, (H)  
16 improvements to public parks, (I) the preparation and revision of local  
17 capital improvement plans projected for a period of not less than five

18 years and so prepared as to show the general description, need and  
19 estimated cost of each individual capital improvement, (J)  
20 improvements to emergency communications systems, (K) public  
21 housing projects, including renovations and improvements and energy  
22 conservation and the development of additional housing, (L)  
23 renovations to or construction of veterans' memorial monuments, (M)  
24 thermal imaging systems, (N) bulky waste and landfill projects, (O) the  
25 preparation and revision of municipal plans of conservation and  
26 development adopted pursuant to section 8-23, as amended, provided  
27 such plans are endorsed by the legislative body of the municipality not  
28 more than one hundred eighty days after adoption by the commission,  
29 (P) acquisition of automatic external defibrillators, [and] (Q) floodplain  
30 management and hazard mitigation activities, and (R) activities to  
31 promote broadband Internet access pursuant to section 2 of this act.  
32 ["Local capital improvement project" means only capital expenditures  
33 and includes repairs incident to reconstruction and renovation but  
34 does not include ordinary repairs and maintenance of an ongoing  
35 nature and "floodplain] "Floodplain management" and "hazard  
36 mitigation" shall have the same meaning as in section 25-68j.

37 Sec. 2. (NEW) (*Effective October 1, 2006*) A municipality may apply to  
38 the Secretary of the Office of Policy and Management for a project  
39 grant from the Local Capital Improvement Fund, pursuant to the  
40 procedures in section 7-536 of the general statutes, as amended by this  
41 act, for (1) activities relating to the planning of a municipal broadband  
42 Internet network, provided the download speed of the network will be  
43 not less than one million bits per second and the upload speed of such  
44 network will be not less than three hundred eight-four kilobits per  
45 second, and (2) the installation of a municipal broadband Internet  
46 network, provided such network operates on synchronous upload and  
47 download speeds of one and one-half million bits per second. A  
48 municipality that seeks to develop or install a municipal broadband  
49 Internet network with a project grant from the Local Capital  
50 Improvement Fund shall offer the right of first refusal to develop or  
51 install said network to the local telephone company and community

52 antenna television company franchise.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2006</i>	7-536(a)(4)
Sec. 2	<i>October 1, 2006</i>	New section

***Statement of Purpose:***

To make Local Capital Improvement Funds available to municipalities for the planning and installation of certain broadband Internet networks.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*