

LEGISLATURE OF NEBRASKA  
ONE HUNDRED FIFTH LEGISLATURE  
SECOND SESSION

**LEGISLATIVE BILL 1114**

Introduced by Walz, 15.

Read first time January 18, 2018

Committee: Transportation and Telecommunications

- 1 A BILL FOR AN ACT relating to the Nebraska Telecommunications Regulation  
2 Act; to amend sections 86-101 and 86-103, Reissue Revised Statutes  
3 of Nebraska; to define a term; to provide duties for certain  
4 telecommunications companies and the Public Service Commission; to  
5 provide for creation and maintenance of a statewide geographic  
6 information system map as prescribed; to harmonize provisions; and  
7 to repeal the original sections.  
8 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 86-101, Reissue Revised Statutes of Nebraska, is  
2 amended to read:

3 86-101 Sections 86-101 to 86-165 and sections 3 and 4 of this act  
4 shall be known and may be cited as the Nebraska Telecommunications  
5 Regulation Act.

6 Sec. 2. Section 86-103, Reissue Revised Statutes of Nebraska, is  
7 amended to read:

8 86-103 For purposes of the Nebraska Telecommunications Regulation  
9 Act, unless the context otherwise requires, the definitions found in  
10 sections 86-103.01 to 86-121 and section 3 of this act apply.

11 Sec. 3. Geographic information system shapefiles means a digital  
12 storage format containing geospatial or location-based data that can be  
13 viewed, edited, and mapped in geographic information system software.

14 Sec. 4. (1) Every telecommunications company providing advanced  
15 telecommunications capability service in Nebraska shall file with the  
16 commission or its designated entity on a semiannual basis:

17 (a) Geographic information system shapefiles of the territory in  
18 which the telecommunications company offers advanced telecommunications  
19 capability service with street address or land parcel level of detail;  
20 and

21 (b) The connection speed and type of technology for each serviceable  
22 street address or land parcel in which the telecommunications company  
23 offers advanced telecommunications capability service.

24 (2) The geographic information system shapefiles shall be used to  
25 create a statewide geographic information system map that clearly conveys  
26 the following information:

27 (a) The availability and type of advanced telecommunications  
28 capability service;

29 (b) The areas not served by any telecommunications company providing  
30 advanced telecommunications capability service;

31 (c) The areas served by a single telecommunications company

1 providing advanced telecommunications capability service;

2 (d) The household density of areas not served by a  
3 telecommunications company providing advanced telecommunications  
4 capability service;

5 (e) The location of towers used to transmit and receive advanced  
6 telecommunications capability service signals;

7 (f) The actual advanced telecommunications capability service speeds  
8 with census block level of detail; and

9 (g) The types of technology used to provide advanced  
10 telecommunications capability service.

11 (3) The commission shall create and maintain the statewide  
12 geographic information system map by:

13 (a) Contracting for and purchasing geographic information system  
14 services from a third party; or

15 (b) Working directly with telecommunications companies providing  
16 advanced telecommunications capability service to input and process data.

17 (4) The commission shall make geographic information system  
18 processing services available, either directly or through a contract with  
19 a third party, at no charge to any telecommunications company providing  
20 advanced telecommunications capability service that requires assistance  
21 with preparing geographic information system shapefiles to fulfill the  
22 requirements under subsection (1) of this section. The commission may  
23 adopt and promulgate rules and regulations which shall include the  
24 attributes of the geographic information system shapefiles and the time  
25 and method for filing such shapefiles under this section.

26 (5) Data provided to the commission pursuant to this section shall  
27 be treated as records which may be withheld from the public upon request  
28 of the party submitting such records if the information qualifies under  
29 subdivision (3) of section 84-712.05.

30 (6) The commission may revoke or suspend the certificate of  
31 convenience and necessity as a telecommunications common carrier or the

1 permit as a telecommunications contract carrier of any telecommunications  
2 company which violates this section.

3       Sec. 5.   Original sections 86-101 and 86-103, Reissue Revised  
4 Statutes of Nebraska, are repealed.