

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

S.M.G.
A. 11. 11.

Date: 6/14/19

(Filing No. S-005)

Reproduced and distributed under the direction of the Secretary of the Senate.

STATE OF MAINE
SENATE
129TH LEGISLATURE
FIRST REGULAR SESSION

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 986, L.D. 1364, Bill, "An Act Regarding Net Neutrality and Internet Policy"

Amend the amendment in section 1 in §1541-B in subsection 1 by inserting after paragraph A the following:

'B. "Broadband Internet access service" means a mass-market retail service by wire or radio that provides the capability to transmit data to and receive data from all or substantially all Internet endpoints, including any capabilities that are incidental to and enable the operation of the service, but excluding dial-up Internet access service.'

Amend the amendment in section 1 in §1514-B in subsection 1 in paragraph D in the first line (page 1, line 25 in amendment) by striking out the following: "Internet service" and inserting the following: 'broadband Internet access service'

Amend the amendment in section 1 in §1514-B in subsection 1 by relettering the paragraphs to read alphabetically.

Amend the amendment in section 1 in §1514-B in subsection 2 in paragraph A in the 2nd line (page 2, line 6 in amendment) by striking out the following: "Internet service" and inserting the following: 'broadband Internet access service'

Amend the amendment in section 1 in §1514-B in subsection 2 by inserting after the 2nd to last paragraph the following indented paragraphs to read:

'Nothing in this section prohibits reasonable efforts by an Internet service provider providing broadband Internet access service to address copyright infringement or other unlawful activity.'

'Nothing in this section supersedes any obligations, authorizations or restrictions on an Internet service provider providing broadband Internet access service to address the needs of emergency communications or law enforcement, public safety or national security authorities under the laws of the State and the United States of America and the United States Constitution and the Constitution of Maine.'

Amend the amendment by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

17. 00. 00.

1
2
3
4
5
6
7
8
9
10
11

SUMMARY

This amendment includes the term "broadband Internet access service," which is the term used by the Federal Communications Commission in its net neutrality order, to refer to Internet services. The amendment also clarifies that net neutrality continues to allow Internet service providers, consistent with the Federal Communications Commission's net neutrality order, to address copyright infringement or other illegal activity and to address the needs of public safety and law enforcement as permitted by law or the provider's ability to do so.

SPONSORED BY: Mark Lawrence 65

(Senator LAWRENCE)

COUNTY: York

SENATE AMENDMENT