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Resolve
123rd Legislature
First Regular Session

Chapter 106
S.P. 580 - L.D. 1675

**Resolve, Regarding Full, Fair and
Nondiscriminatory Access to the Internet**

Preamble. Whereas, the Legislature finds that the development and continued enhancement of advanced communications technology in the State is vital to economic development; and

Whereas, full, fair and nondiscriminatory access to the Internet is critical to the ability of Maine citizens to participate in the information economy and is an important element of citizens' access to information necessary to their roles as informed participants in our nation's democracy; and

Whereas, regulation of the Internet is generally viewed as principally a matter within the jurisdiction of the Federal Government; and

Whereas, the interests of the State of Maine and its citizens must be vigorously protected; now, therefore, be it

Sec. 1 Monitoring state and federal activity relating to Internet access regulations. Resolved: That the Office of the Public Advocate shall take the following actions to monitor and review state and federal activity on issues relating to full, fair and nondiscriminatory access to the Internet. The Office of the Public Advocate shall:

1. Evaluate the actions of the Federal Communications Commission, the United States Congress and other appropriate agencies of government with respect to ensuring that citizens' rights to full, fair and nondiscriminatory access to the Internet are not impeded;

2. Monitor the Federal Communication Commission's inquiry into broadband industry practices, FCC-07-31, WC Docket No. 07-52;

3. Collect information on legislative and regulatory actions of other states on these issues;

4. Review the State's telecommunications and technology policies, including the ConnectME Authority established pursuant to the Maine Revised Statutes, Title 35-A, section 9203, and evaluate the extent to which those policies are encouraging adequate investment in technology infrastructure to support a strong Internet system and continued expansion of broadband access in this State; and

5. Review the extent of the State's authority to protect the rights of users of the Internet in the State to full, fair and nondiscriminatory access to the Internet; and be it further

Sec. 2 Report. Resolved: That, no later than February 1, 2008, the Office of the Public Advocate shall submit a report summarizing the results of its activities under section 1 to the Joint Standing Committee on Utilities and Energy.

Effective September 20, 2007