

**An Act to Establish Net Neutrality**

Amend the bill by striking everything after the enacting clause and before the summary and replace with the following:

**Sec. 1. 10 MRSA c. 239** is enacted to read:

**CHAPTER 239**

**NET NEUTRAL BROADBAND INTERNET ACCESS SERVICE**

**§1500-V. Net neutral service required**

**1. Definitions.** As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. “Broadband Internet access service” has the same meaning as in Title 5, section 1541-B, subsection 1, paragraph B.

B. “Internet service provider” has the same meaning as in Title 5, section 200-B, subsection 1-A, paragraph A.

C. “Net neutral service” has the same meaning as in Title 5, section 1541-B, subsection 1, paragraph E.

**2. Net neutral service required.** An Internet service provider shall provide net neutral service in the provision of broadband Internet access service to customers in the State.

**3. Unfair trade practice violation.** A violation of this section constitutes a violation of the Maine Unfair Trade Practices Act.

**4. Construction.** Nothing in this section:

A. Prohibits reasonable efforts by an Internet service provider providing broadband Internet access service to address copyright infringement or other unlawful activity; and

B. 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.

**SUMMARY**

The amendment replaces the bill which is a concept draft. The amendment requires an Internet service provider to provide net neutral service in the provision of broadband Internet access service to customers in the State. A violation of the requirements of this bill is a violation of the Maine Unfair Trade Practices Act.