

WEST VIRGINIA LEGISLATURE

2018 REGULAR SESSION

ENROLLED

House Bill 4629

BY DELEGATES HANSHAW, HARSHBARGER, BYRD,
ROBINSON, R. MILLER, PUSHKIN, SOBONYA, HOLLEN,
CANESTRARO, LANE, AND ZATEZALO

[Passed March 10, 2018; in effect from passage.]

1 AN ACT to repeal §31G-1-10 of the Code of West Virginia, 1931, as amended; and to amend and
2 reenact §31G-2-1 of said code, all relating to broadband enhancement and expansion
3 policies generally; repealing language relating to pilot project for cooperative associations
4 by political subdivisions; and providing that a political subdivision of this state may be a
5 qualified person for the purposes of forming a cooperative association.

Be it enacted by the Legislature of West Virginia:

CHAPTER 31G. BROADBAND ENHANCEMENT AND EXPANSION POLICIES.

ARTICLE 1. BROADBAND ENHANCEMENT COUNCIL.

§31G-1-10. Pilot Project for cooperatives by political subdivisions.

1 [Repealed].

ARTICLE 2. COOPERATIVE ASSOCIATIONS.

§31G-2-1. Definitions.

1 As used in this article:

2 (1) "Cooperative association" or "association" means any corporation organized under this
3 article. Each association shall also comply with the requisite business corporation provisions of
4 chapter thirty-one-d or thirty-one-f of this code, or the nonprofit corporation provisions of chapter
5 thirty-one-e of this code.

6 (2) "Internet services" means providing access to, and presence on, the internet and other
7 services. Data may be transmitted using several technologies, including dial-up, DSL, cable
8 modem, wireless, or dedicated high-speed interconnects.

9 (3) "Member" means a member of an association without capital stock and a holder of
10 common stock in an association organized with capital stock.

11 (4) "Qualified person" means a person who is engaged in the use of internet services,
12 either in an individual capacity, as a political subdivision of this state, or as a business.

13 (5) "Qualified activity" means using internet services.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

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Chairman, House Committee

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Chairman, Senate Committee

Originating in the House.

In effect from passage.

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Clerk of the House of Delegates

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Clerk of the Senate

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Speaker of the House of Delegates

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President of the Senate

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day of, 2018.

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Governor