

BDAC MODEL CODE FOR MUNICIPALITIES WORKING GROUP

**Douglas W. Dimitroff, Chair
Shireen Santosham (on behalf of
The Honorable Sam Liccardo, Vice Chair)**

**BDAC Presentation
Washington, DC
July 20, 2017**

MCM WORKING GROUP

CHARGE & EXPECTED DELIVERABLE

- ▶ **Draft a model code as a resource for municipalities to accelerate broadband deployment**
- ▶ **The code to include model provisions or guidelines related to issues such as:**
 - **Municipal cable franchise agreements;**
 - **Infrastructure siting issues (e.g., the “federal shot clock”);**
 - **Municipal zoning and permitting;**
 - **“Dig once” and other policies aimed at promoting more efficient deployments;**
 - **Other aspects of broadband deployment that involve municipal governments.**
- ▶ **Code should be designed to meet the needs of municipalities that differ in terms of size, geography, population density, background regulatory environment, and other factors.**

2017 DELIVERABLE

- ▶ Present a municipal model code to the full BDAC at the October/November BDAC meeting
- ▶ Note: Model Code may include various topics where (1) alternate, specific code language will be developed, and/or (2) only general guidelines will be provided (see “Next Steps” below)

MCM WORKING GROUP – WORK TO DATE

- ▶ **Met weekly since 5/19/17 (other than week of July 3)**
- ▶ **Established two working groups**
 - Existing Codes Review
 - Goals for Model Code

COORDINATION WITH OTHER WORKING GROUPS

- ▶ **Have discussed areas of cross-over with Model Code for State's Working Group and Removing Barriers Working Group**
- ▶ **E.g., need to integrate/coordinate on franchise agreements and municipal fees and rates.**

GUIDING PRINCIPLES

- ▶ **We are developing a list of “Guiding Principles.” Currently includes the following:**
 1. Accelerate the pace of safely deploying broadband throughout the United States
 2. Ensure benefits of broadband networks and infrastructure reach all communities
 3. Promote fair and equal access across all providers to deploy broadband
 4. Develop fair and reasonable guidelines for the use of public assets to ensure the best overall outcome for all residents
 5. Develop guidelines for predictable, network-level planning and implementation to minimize operational impacts to cities

GUIDING PRINCIPLES (CON'T.)

6. Promote transferring knowledge to local government to help to enable accelerated broadband deployment
7. Recognize the need to allocate resources to digital inclusion and innovative business models to drive broadband adoption and close digital divides
8. Include both wireless and wired technologies
9. Promote innovation, economic growth, and quality of life through broadband deployment
10. Promote fair labor and safety standards for workers and the public

Questions and concerns of various MCM WG Members

1

How will the deliverables and formal outputs from the FCC BDAC Working Groups be used?

- Will they be used as inputs into the NOI/NPRM on Wireless and Wireline?
- If not, will they be used for other types of rule-making or legal frameworks?
- Burden of precision of legal language is higher than for reference materials

2

What opportunities will be available for broader input and perspectives into the BDAC?

- There is an expressed concern from municipalities that the make up of the current committee is predominantly industry representatives and the outputs, as a result will represent a narrow perspective

3

The BDAC is currently focused around how to incentivize and regulate cities and states to more quickly deploy broadband to reach all Americans. However, not every area will be profitable for companies to deploy broadband for corporations even with a streamlined process.

- What are the circumstances under which it is appropriate for the government to intervene in order to meet digital inclusion goals and how should we consider this issue in our recommendations?
- What will be the process to also build accountability mechanisms for industry to reach low-income and other vulnerable populations through this process and share benefits with consumers?

NEXT STEPS

- ▶ MCM WG to work on table of contents and explanatory document; then will draft language for model code
- ▶ May be significant areas in the code where only “guidelines” will be developed due to complicated nature of the issues
 - ▶ E.g., fees and rates, dig once policies, digital inclusion concepts
 - ▶ Will coordinate on these and other areas with other Working Groups, as appropriate

MCM Working Group Members

Richard Bennett	
Debra Berlyn	National Consumers League
Chris Bondurant	AT&T
Jamie Fink	Mimosa Networks
Miguel Gamino Jr.	CTO of City of New York
Sam Cooper (Alternate)	
Tanessa Cabe (Alternate)	
Marc Ganzi	ExteNet
H. Anthony Lehv (Alternate)	
Debbie Goldman	Communications Workers of America
Michael Grover	Cox Communications
Robert Hance	Midwest Energy Coop.
Larry Hanson	City Manager of Valdosta, GA
Diane Griffin Holland	US Telecom
Andy Huckaba	Lenexa, KS City Council
Marc Hudson	Rocket Fiber

Kim Keenan
Geoffrey Manne
Kristian Stout (Alternate)
Allen Gibby (Alternate)
Jim Matheson
Martha Duggan (Alternate)
David Mayo
Clark Harris (Alternate)
Milo Medin
Megan Stull (Alternate)
Brian Mefford
Genevieve Morelli
Mike Jacobs (Alternate)
Larry Thompson
Carmen O'Neill (Alternate)
Steve Vondran
Liz Hill (Alternate)
Jason Williams
Mayor Sam Liccardo
Shireen Santosham (Alternate)
Dolan Beckel (Alternate)
Douglas Dimitroff

Multiculture Media Telecom & Internet Council
International Center for Law and Economics

NRECA

T-Mobile

Google Fiber

CNX

ITTA

NECA

American Tower

Blackfoot

Mayor of San Jose, CA

NYS Wireless Association

THANK YOU