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.]
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CANESTRARO, LANE, AND ZATEZALO

[Passed March 10, 2018; in effect from passage.]
AN ACT to repeal §31G-1-10 of the Code of West Virginia, 1931, as amended; and to amend and reenact §31G-2-1 of said code, all relating to broadband enhancement and expansion policies generally; repealing language relating to pilot project for cooperative associations by political subdivisions; and providing that a political subdivision of this state may be a 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.

[Repealed].

ARTICLE 2. COOPERATIVE ASSOCIATIONS.

§31G-2-1. Definitions.

As used in this article:

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

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

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

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

(5) "Qualified activity" means using internet services.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Steve West
Vice-Chairman, House Committee

Mark R. Maynard
Chairman, Senate Committee

Originating in the House.

In effect from passage.

F.ديدور
Clerk of the House of Delegates

Speaker of the House of Delegates

President of the Senate

The within bill is approved this the 27th day of March, 2018.

Governor