

SECOND REGULAR SESSION

SENATE BILL NO. 1115

93RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR NODLER.

Read 1st time February 27, 2006, and ordered printed.

TERRY L. SPIELER, Secretary.

5394S.011

AN ACT

To amend chapter 105, RSMo, by adding thereto one new section relating to fiber optic networks.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 105, RSMo, is amended by adding thereto one new section, to be known as section 105.1225, to read as follows:

105.1225. 1. For the purpose of this section, the following terms shall mean:

(1) "Convergence", the progressive integration of data, voice and video solutions into a single, Internet protocol based network;

(2) "Fiber optic network", any telecommunications system that operates under the medium and technology associated with the transmission of information as light pulses along a glass or plastic wire or fiber;

(3) "Public governmental body", any legislature, judiciary, administrative department, or any division or branch thereof, or any bureau, board, commission, institution, officer or office, college, or university of the state of Missouri.

2. On or before January 1, 2009, every public governmental body shall begin to utilize the fiber optic network currently owned by the department of transportation for all telecommunications services, as that term is defined in section 386.020, RSMo, video services and data services.

3. The office of administration shall promulgate rules governing the process by which all public governmental bodies make the migration to the fiber optic network, including but not limited to, any reasonable reimbursement imposed by and paid to the department of

22 transportation to cover operation and maintenance of the
23 network. Any rule or portion of a rule, as that term is defined in
24 section 536.010, RSMo, that is created under the authority delegated in
25 this section shall become effective only if it complies with and is
26 subject to all of the provisions of chapter 536, RSMo, and, if applicable,
27 section 536.028, RSMo. This section and chapter 536, RSMo, are
28 nonseverable and if any of the powers vested with the general assembly
29 pursuant to chapter 536, RSMo, to review, to delay the effective date,
30 or to disapprove and annul a rule are subsequently held
31 unconstitutional, then the grant of rulemaking authority and any rule
32 proposed or adopted after August 28, 2006, shall be invalid and void.

33 4. After January 1, 2010, the office of administration shall
34 promulgate rules governing the process by which all public
35 governmental bodies integrate their data, voice, and video services into
36 a single, Internet protocol based network, or a core convergence
37 network. Such rules shall be promulgated in three phases to
38 adequately address the convergence implementation.

39 (1) Phase one of the convergence implementation shall establish
40 criteria for and select a single public governmental body to serve as a
41 pilot program for the overall convergence project. The pilot program
42 shall demonstrate a complete integration of all data, voice, and video
43 solutions into the core convergence network;

44 (2) Phase two of the convergence implementation shall begin the
45 deployment of a core convergence network for use in all public
46 governmental bodies;

47 (3) Phase three of the convergence implementation shall
48 continue and conclude the expansion of a core convergence network for
49 use in all public governmental bodies and shall include but not be
50 limited to the deployment of Internet enabled real-time, mission critical
51 and data applications including Voice over IP, video and audio
52 conferencing, consolidated IP call centers, and Internet and intranet
53 applications.

54 5. On or before June 1, 2009, every public governmental body
55 shall submit to the office of administration, a proposal for meeting the
56 convergence implementation described in subsection 4 of this section.

57 6. Beginning January 1, 2010 and every year thereafter, the
58 office of administration shall submit a report to the governor and the

59 **general assembly detailing the integration of all public governmental**
60 **bodies into a single, fiber optic network, subsequent progress towards**
61 **the convergence implementation, and information addressing the cost-**
62 **savings of the integration. Copies of the report shall be made available**
63 **to every public governmental body upon request.**

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