

From: [HELLEBUYCK Bruce](#)
To: [PUC.FilingCenter](#)
Cc: [SCOTT Annette](#)
Subject: FW: our SB 611 rules discussion this afternoon
Date: Monday, November 02, 2015 5:01:39 PM

Annette,

Here's the email I received from Mark Hass.

Thanks,

Bruce

From: Sen Hass [mailto:sen.markhass@state.or.us]
Sent: Thursday, October 29, 2015 12:08 PM
To: HELLEBUYCK Bruce
Subject: RE: our SB 611 rules discussion this afternoon

Oct. 29, 2015

Bruce Hellebuyck
Program Manager
Retail Telecom & Water Regulation
Oregon Public Utility Commission

Dear Bruce:

Thanks for the discussion about SB 611. As I mentioned, there was no clear legislative intent in determining a definition of broadband. However, there was a clear intent to rely on the PUC to use its expertise on this issue.

I must say I appreciate your efforts in rejecting the FCC definition for one that better fits Oregon consumers. This seems to be in the best spirit of compromise.

Thank you.

Sincerely,



Mark Hass, Chair of Senate Finance and Revenue Committee

From: HELLEBUYCK Bruce [bruce.hellebuyck@state.or.us]
Sent: Wednesday, October 28, 2015 5:20 PM
To: Sen Hass
Cc: Rossi Dominique
Subject: our SB 611 rules discussion this afternoon

Senator Hass,

Thanks again for your time today to discuss the SB 611 rules.

As we discussed, Staff's understanding is that the Legislature chose to involve the OPUC in the implementation of SB 611 to provide help in areas in which the OPUC has expertise. Our goal in defining broadband is to be consistent with our general understanding of the term, and consistent with the legislative intent underlying SB 611. "Broadband" may be used interchangeably with "high speed internet", but the Commission will need a more specific definition on speed to effectively apply the law to applications it may receive. Staff supports a definition that reflects a certain speed of "high speed internet", which is consistent with the common usage of the term, and, the legislative intent behind the bill.

Staff has proposed a draft definition that includes a minimum download speed of 10 Mbps, using the FCC speed "buckets" for reporting purposes. We chose this speed as it represents the speed above which the majority (69 percent) of Oregon customers receive internet service, reflecting the current state of broadband in Oregon. Specifically, Staff has included the following language in its proposed SB 611 rules:

"Broadband service" means the provision of data transmission technology that provides two-way data transmission to and from the Internet with a download speed equal to or greater than 10 megabits per second (Mbps).

Thanks again for your time and thoughts this afternoon.

Sincerely,

Bruce Hellebuyck
Program Manager
Retail Telecom & Water Regulation
Oregon Public Utility Commission
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