

SECOND REGULAR SESSION

# HOUSE BILL NO. 1957

## 93RD GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES SALVA (Sponsor) AND LEMBKE (Co-sponsor).

Read 1st time March 6, 2006 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

5445L.01I

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### AN ACT

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

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*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  
2 known as section 105.1225, to read as follows:

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

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

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

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

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

14 **3. The office of administration shall promulgate rules governing the process by**  
15 **which all public governmental bodies make the migration to the fiber optic network,**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

16 including but not limited to, any reasonable reimbursement imposed by and paid to the  
17 department of transportation to cover operation and maintenance of the network. Any  
18 rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created  
19 under the authority delegated in this section shall become effective only if it complies with  
20 and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section  
21 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the  
22 powers vested with the general assembly under chapter 536, RSMo, to review, to delay the  
23 effective date, or to disapprove and annul a rule are subsequently held unconstitutional,  
24 then the grant of rulemaking authority and any rule proposed or adopted after August 28,  
25 2006, shall be invalid and void.

26 4. After January 1, 2010, the office of administration shall promulgate rules  
27 governing the process by which all public governmental bodies integrate their data, voice,  
28 and video services into a single, Internet protocol based network or a core convergence  
29 network. Such rules shall be promulgated in the following three phases to adequately  
30 address the convergence implementation:

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

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

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

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

45 6. Beginning January 1, 2010 and every year thereafter, the office of administration  
46 shall submit a report to the governor and the general assembly detailing the integration of  
47 all public governmental bodies into a single, fiber optic network, subsequent progress  
48 towards the convergence implementation, and information addressing the cost-savings of  
49 the integration. Copies of the report shall be made available to every public governmental  
50 body upon request.

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