

118TH CONGRESS  
2D SESSION

# H. R. 9450

To amend the Infrastructure Investment and Jobs Act and the ACCESS BROADBAND Act to provide for improvements to the broadband Deployment Locations Map of the Federal Communications Commission and the broadband infrastructure funding database of the National Telecommunications and Information Administration, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 3, 2024

Mr. PFLUGER (for himself and Mrs. DINGELL) introduced the following bill;  
which was referred to the Committee on Energy and Commerce

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## A BILL

To amend the Infrastructure Investment and Jobs Act and the ACCESS BROADBAND Act to provide for improvements to the broadband Deployment Locations Map of the Federal Communications Commission and the broadband infrastructure funding database of the National Telecommunications and Information Administration, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2       This Act may be cited as the “Provide Rigorous Over-  
3 sight To Optimize Connectivity and Offset Latency Act”  
4 or the “PROTOCOL Act”.

5 **SEC. 2. IMPROVEMENTS TO FCC BROADBAND DEPLOYMENT**  
6 **LOCATIONS MAP AND NTIA BROADBAND IN-**  
7 **FRASTRUCTURE FUNDING DATABASE.**

8       (a) ADDITIONAL DATA ELEMENTS.—

9           (1) FCC MAP.—Section 60105(d) of the Infra-  
10 structure Investment and Jobs Act (47 U.S.C.  
11 1704(d)) is amended by striking paragraph (3) and  
12 inserting the following:

13           “(3) allows users to manipulate the Deployment  
14 Locations Map to identify, search, and filter  
15 broadband infrastructure deployment projects by—

16                   “(A) the Federal agency of jurisdiction;

17                   “(B) the program title;

18                   “(C) the network type, including wired,  
19 terrestrial fixed, wireless, mobile, and satellite  
20 broadband infrastructure deployment;

21                   “(D) the name of the entity receiving sup-  
22 port to deploy the broadband infrastructure;

23                   “(E) whether the entity receiving support  
24 to deploy the broadband infrastructure is—

25                           “(i) a private, for-profit entity;

26                           “(ii) a nonprofit organization;

1 “(iii) a public-private partnership;

2 “(iv) a public utility;

3 “(v) a private utility;

4 “(vi) a public utility district;

5 “(vii) a government entity;

6 “(viii) a cooperative;

7 “(ix) a Tribal entity; or

8 “(x) a type of entity not listed in  
9 clauses (i) through (ix);

10 “(F) the amount of Federal funding  
11 awarded;

12 “(G) whether any non-Federal matching  
13 funds were contributed, and, if so, the amount  
14 of such funds;

15 “(H) the duration timeline, including the  
16 dates of a project’s beginning and ending, or  
17 anticipated beginning or ending date;

18 “(I) the total number of locations to which  
19 a project makes service available; and

20 “(J) minimum required download and  
21 upload speeds;”.

22 (2) NTIA DATABASE.—Section 903(c)(2)(A) of  
23 the ACCESS BROADBAND Act (47 U.S.C.  
24 1307(c)(2)(A)) is amended—

(A) by striking “The Office” and inserting the following:

“(i) IN GENERAL.—The Office”; and

(B) by adding at the end the following:

“(ii) DATA ELEMENTS.—For any Federal broadband support program or Universal Service Fund Program that provides support for broadband infrastructure deployment, the database required by clause (i) shall include the data described in paragraphs (2) and (3) of section 60105(d) of the Infrastructure Investment and Jobs Act (47 U.S.C. 1704(d)).”.

(b) DEFINITIONS OF FEDERAL BROADBAND SUPPORT PROGRAM AND BROADBAND INFRASTRUCTURE.—

(1) IN GENERAL.—Section 903(g) of the ACCESS BROADBAND Act (47 U.S.C. 1307(g)) is amended—

(A) in paragraph (4), by adding at the end the following:

“(H) The Broadband Equity, Access, and Deployment Program established under section 60102 of the Infrastructure Investment and Jobs Act (47 U.S.C. 1702).”;

1 (B) by redesignating paragraphs (3)  
2 through (8) as paragraphs (4) through (9), re-  
3 spectively; and

4 (C) by inserting after paragraph (2) the  
5 following:

6 “(3) BROADBAND INFRASTRUCTURE.—The  
7 term ‘broadband infrastructure’ has the meaning  
8 given such term in section 60105(a) of the Infra-  
9 structure Investment and Jobs Act (47 U.S.C.  
10 1704(a)).”.

11 (2) CONFORMING AMENDMENTS.—Section 903  
12 of the ACCESS BROADBAND Act (47 U.S.C.  
13 1307) is amended—

14 (A) by striking “broadband deployment”  
15 each place it appears and inserting “broadband  
16 infrastructure deployment”; and

17 (B) in paragraph (8) (as redesignated by  
18 this section) of subsection (g), by striking  
19 “broadband” and inserting “broadband infra-  
20 structure”.

21 (c) COORDINATION BETWEEN FCC AND NTIA.—  
22 Section 60105(g) of the Infrastructure Investment and  
23 Jobs Act (47 U.S.C. 1704(g)) is amended—

(1) in the heading, by striking “NONDUPLICATION” and inserting “NONDUPLICATION; COORDINATION”; and

(2) by adding at the end the following: “The Commission and the Assistant Secretary of Commerce for Communications and Information shall coordinate with each other to ensure consistency between, and accuracy in, the Deployment Locations Map and the central database required by subsection (c)(2)(A) of such section.”.

(d) STATE REPORTING.—

(1) DATA RELATING TO FEDERAL PROGRAMS.—

Not later than 1 year after the date of the enactment of this Act, and annually thereafter, the Assistant Secretary shall transmit to each State a request for the State to submit to the Assistant Secretary a report, with respect to the 1-year period immediately preceding the report date, that—

(A) lists the locations at which broadband service was made available using broadband infrastructure deployed with support provided through any covered Federal award received by the State; and

(B) lists any subgrants or other awards made by the State to other entities of support

provided through a covered Federal award received by the State, and the locations at which broadband service will be made available using broadband infrastructure deployed with such support.

(2) DATA RELATING TO STATE PROGRAMS.—In requesting a State to submit a report under paragraph (1), the Assistant Secretary shall request the State to include in the report, with respect to the 1-year period immediately preceding the report date—

(A) a list of the locations at which broadband service was made available using broadband infrastructure deployed with support provided through a program established by the State; and

(B) a list of any awards of support for the deployment of broadband infrastructure made by the State through a program established by the State, and the locations at which broadband service will be made available using broadband infrastructure deployed with such support.

(3) TRANSMISSION BY NTIA TO FCC.—Not later than 45 days after receiving a report from a State in response to a request under paragraph (1), the

1 Assistant Secretary shall transmit the report to the  
2 Commission.

3 (4) INCLUSION IN FCC MAP AND NTIA DATA-  
4 BASE.—

5 (A) FCC MAP.—Section 60105(d) of the  
6 Infrastructure Investment and Jobs Act (47  
7 U.S.C. 1704(d)), as amended by the preceding  
8 provisions of this section, is further amended—

9 (i) in paragraph (4), by striking the  
10 period at the end and inserting “; and”;  
11 and

12 (ii) by adding at the end the fol-  
13 lowing:

14 “(5) incorporates the data in the State reports  
15 transmitted to the Commission by the Assistant Sec-  
16 retary of Commerce for Communications and Infor-  
17 mation under section 2(d) of the PROTOCOL Act.”.

18 (B) NTIA DATABASE.—Section  
19 903(c)(2)(A) of the ACCESS BROADBAND  
20 Act (47 U.S.C. 1307(c)(2)(A)), as amended by  
21 the preceding provisions of this section, is fur-  
22 ther amended by adding at the end the fol-  
23 lowing:

24 “(iii) DATA SUBMITTED BY STATES.—

25 The database required by clause (i) shall

1 incorporate the data in the State reports  
 2 submitted to the Assistant Secretary under  
 3 section 2(d) of the PROTOCOL Act.”.

4 (e) REQUIRED USE OF FCC MAP BY FEDERAL  
 5 AGENCIES; OUTREACH BY FCC.—Section 60105 of the  
 6 Infrastructure Investment and Jobs Act (47 U.S.C. 1704)  
 7 is amended by adding at the end the following:

8 “(i) REQUIRED USE OF MAP BY FEDERAL AGEN-  
 9 CIES; OUTREACH BY FCC.—

10 “(1) REQUIRED USE.—Each Federal agency  
 11 providing funding for broadband infrastructure de-  
 12 ployment shall use the Deployment Locations Map  
 13 in making an award of any such funding.

14 “(2) OUTREACH.—The Commission shall con-  
 15 duct outreach to each Federal agency providing  
 16 funding for broadband infrastructure deployment to  
 17 ensure that such agency is aware of—

18 “(A) the requirement of subsection (e)(2)  
 19 to report relevant data to the Commission; and

20 “(B) the requirement of paragraph (1) of  
 21 this subsection to use the Deployment Loca-  
 22 tions Map in making an award of such fund-  
 23 ing.”.

24 (f) DEFINITIONS.—

25 (1) IN GENERAL.—In this section:

1 (A) BROADBAND INFRASTRUCTURE.—The  
2 term “broadband infrastructure” has the mean-  
3 ing given such term in section 60105(a) of the  
4 Infrastructure Investment and Jobs Act (47  
5 U.S.C. 1704(a)).

6 (B) BROADBAND SERVICE.—The term  
7 “broadband service” has the meaning given the  
8 term “broadband internet access service” in  
9 section 8.1(b) of title 47, Code of Federal Reg-  
10 ulations, or any successor regulation.

11 (C) COVERED FEDERAL AWARD.—The  
12 term “covered Federal award” means any  
13 award made under a covered Federal program,  
14 to the extent such award provides support for  
15 broadband infrastructure deployment.

16 (D) COVERED FEDERAL PROGRAM.—The  
17 term “covered Federal program” means any of  
18 the following:

19 (i) A Federal broadband support pro-  
20 gram.

21 (ii) A Universal Service Fund Pro-  
22 gram.

23 (E) STATE.—The term “State” means  
24 each State of the United States, the District of

1 Columbia, and each commonwealth, territory, or  
2 possession of the United States.

3 (2) TERMS DEFINED IN ACCESS BROADBAND  
4 ACT.—In this section, the terms “Assistant Sec-  
5 retary”, “Commission”, “Federal broadband support  
6 program”, and “Universal Service Fund Program”  
7 have the meanings given such terms in section  
8 903(g) of the ACCESS BROADBAND Act (47  
9 U.S.C. 1307(g)).

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