

By: Senator(s) Polk

To: Energy

SENATE BILL NO. 2687

1 AN ACT TO AMEND SECTION 77-3-29, MISSISSIPPI CODE OF 1972, TO  
2 INCORPORATE AND APPLY CERTAIN PROVISIONS OF THE MISSISSIPPI  
3 BROADBAND ENABLING ACT TO INVESTOR-OWNED ELECTRIC PUBLIC UTILITIES  
4 IN CONNECTION WITH THE PROVISION OF BROADBAND SERVICES ON A  
5 WHOLESALE BASIS; AND FOR RELATED PURPOSES.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

7 **SECTION 1.** Section 77-3-29, Mississippi Code of 1972, is  
8 amended as follows:

9 77-3-29. (1) The commission may, after hearing, upon  
10 notice, by order in writing, require every public utility to  
11 establish, construct, maintain and operate any reasonable  
12 extension of its existing facilities within the certificated area  
13 upon findings and order that such extension is reasonable and  
14 practicable, and provided further, that in the case of gas and  
15 water a sufficient supply is available and obtainable therefor.

16 (2) In addition to the other rights granted in this article,  
17 the provisions of Section 77-17-11 of the Mississippi Broadband  
18 Enabling Act, granting certain rights, privileges and protections  
19 to electric cooperatives, their affiliates and other broadband



20 service providers, shall be applicable to any investor-owned  
21 public utility of the type as defined in Section 77-3-3(d)(i), the  
22 electricity rates of which are subject to the jurisdiction of the  
23 commission, in connection with such public utility's use of its  
24 electric delivery system to provide broadband services on a  
25 wholesale basis, and such public utility is hereby authorized to  
26 utilize its facilities consistent with Section 77-17-11, subject  
27 to the limitations contained in this subsection (2) and Section  
28 77-17-9.

29       **SECTION 2.** This act shall take effect and be in force from  
30 and after its passage.

