

SENATE BILL NO. 683

October 30, 2025, Introduced by Senator ALBERT and referred to Committee on Government Operations.

A bill to amend 2002 PA 49, entitled
"Michigan broadband development authority act,"
by amending section 3 (MCL 484.3203); and to repeal acts and parts
of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 3. As used in this act:
- 2 (a) "Authority" means, **except as otherwise provided in this**
- 3 **subdivision**, the Michigan broadband development authority created
- 4 under section 4. **Beginning on December 28, 2008, as provided in**

1 Executive Reorganization Order No. 2008-4, MCL 445.2025, authority
2 means 1 of the following, as applicable:

3 (i) Except as otherwise provided in subparagraphs (ii) and (iii),
4 the Michigan state housing development authority.

5 (ii) With respect to the powers and duties described in section
6 7(1)(d), the Michigan public service commission.

7 (iii) With respect to the powers and duties described in section
8 7(1)(p), the department of technology, management, and budget.

9 (b) "Board" means, except as otherwise provided in this
10 subdivision, the board of directors of the authority. Beginning on
11 December 28, 2008, board means the authority.

12 (c) "Capital reserve fund requirement" means the fund amount
13 requirement that may be established in the resolution authorizing
14 notes or bonds for which a capital reserve fund has been
15 established under section 8. The required amount ~~shall~~**must** not
16 exceed the maximum amount of principal and interest maturing and
17 becoming due in a succeeding calendar year on the notes or bonds
18 secured in whole or in part by the fund.

19 (d) "Broadband developer" means a person selected by the
20 authority to acquire, construct, develop, and create any part of
21 the broadband infrastructure.

22 (e) "Broadband infrastructure" means all facilities, hardware,
23 and software and other intellectual property necessary to provide
24 broadband services in this state, including, but not limited to,
25 voice, video, and data.

26 (f) "Broadband operator" means a person selected by the
27 authority to operate any part of the broadband infrastructure.

28 (g) "Broadband services" means those services, including, but
29 not limited to, voice, video, and data, that provide capacity for

transmission in excess of 200 kilobits per second in at least 1 direction regardless of the technology or medium used, including, but not limited to, wireless, copper wire, fiber optic cable, or coaxial cable. If voice transmission capacity is offered in conjunction with other services utilizing transmission in excess of 200 kilobits per second, the voice transmission capacity may be less than 200 kilobits per second.

(h) "Development costs" means the costs associated with the broadband infrastructure that have been approved by the authority and include, but are not limited to, all of the following:

(i) The costs for the planning, acquiring, leasing, constructing, maintaining, and operating of the broadband infrastructure.

(ii) Payments for options to purchase, deposits on contracts of purchase, and payments for the purchases of properties for the broadband infrastructure.

(iii) Financing, refinancing, acquisition, demolition, construction, rehabilitation, and site development of new and existing buildings.

(iv) Carrying charges during construction.

(v) Purchases of hardware, software, facilities, or other expenses related to the broadband infrastructure.

(vi) Legal, organizational, and marketing expenses, project manager and clerical staff salaries, office rent, and other incidental expenses.

(vii) Payment of fees for preliminary feasibility studies and advances for planning, engineering, and architectural work.

(viii) Any other costs and expenses necessary for the acquisition, construction, maintenance, and operation of all or

1 portions of the broadband infrastructure.

2 (i) "Michigan state housing development authority" means the
3 Michigan state housing development authority created in section 21
4 of the state housing development authority act of 1966, 1966 PA
5 346, MCL 125.1421.

6 (j) ~~(i)~~ "Person" means an individual, corporation, limited or
7 general partnership, joint venture, or limited liability company or
8 a governmental entity, including state authorities, municipalities,
9 counties, and townships, police, fire and other public safety
10 organizations, judicial entities, medical entities, schools,
11 colleges, universities, hospitals, libraries, community centers,
12 and local economic development entities. Except to the extent that
13 state authorities, police, fire, and other public safety
14 organizations, judicial entities, medical entities, schools,
15 colleges, universities, hospitals, and libraries may constitute
16 state entities, person does not include this state.

17 Enacting section 1. Section 6 of the Michigan broadband
18 development authority act, 2002 PA 49, MCL 484.3206, is repealed.

19 Enacting section 2. This amendatory act does not take effect
20 unless Senate Bill No. 631 of the 103rd Legislature is enacted into
21 law.