

NATIONAL ASSOCIATION OF STATE UTILITY CONSUMER ADVOCATES

Resolution 2019-03

**SUPPORTING CONGRESSIONAL EFFORTS TO ADOPT NET NEUTRALITY
LEGISLATION IN ACCORDANCE WITH PRIOR NASUCA RESOLUTIONS**

WHEREAS, the National Association of State Utility Consumer Advocates (NASUCA) has encouraged States and the Federal Communications Commission (FCC) to take steps to ensure the widest availability of voice and broadband internet access services, including in unserved and underserved areas and for low income consumers (NASUCA Resolution 2018-01, 2017-05, and 2017-04);

WHEREAS, advanced telecommunications services such as broadband Internet services are essential, play a critical role in the economy of the United States, and are crucial for access to education, employment, healthcare, and government information;

WHEREAS, NASUCA has resolved that reliable broadband internet access service is an essential telecommunications service that should be accessible and affordable to all consumers, and urged the FCC to maintain its current definition of broadband as a Title II communications service, rather than its prior classification as an unprotected information service (NASUCA Resolution 2017-04);

WHEREAS, NASUCA has resolved that both wireline networks and wireless networks should be open to competitors to the greatest extent permitted by law, which includes allowing unbundling for fiber networks, and requiring just and reasonable rates for data roaming (NASUCA Resolution 2014-06);

WHEREAS, NASUCA has resolved that both wireline networks and wireless networks should be subject to open network rules pursuant to Title II (NASUCA Resolution 2014-06);

WHEREAS, Congress has considered adopting net neutrality legislation (H.R.1644) which would restore a prior FCC decision, the *Report and Order on Remand, Declaratory Ruling, and Order* in the matter of protecting and promoting the open Internet that was adopted by the FCC on February 26, 2015, and will likely consider other net neutrality legislation in the future;

NOW THEREFORE BE IT RESOLVED that NASUCA authorizes its Executive Committee to develop specific positions and to take appropriate actions to address proposed net neutrality legislation consistent with the terms of this resolution and prior NASUCA resolutions. The Executive Committee shall advise the membership of any proposed action prior to taking such action, if possible. In any event, the Executive Committee shall notify the membership of any action taken pursuant to the resolution. Submitted by Telecommunications Committee

Submitted by the Telecommunications Committee

Adopted by the Membership

Portland, Oregon
Approved June 20, 2019

Abstaining: Nebraska and Tennessee