86R23945 SRA-D

By:  Guerra, Phelan, Deshotel, Burrows, H.B. No. 1426

     Allison, et al.

Substitute the following for H.B. No. 1426:

By:  Guerra C.S.H.B. No. 1426

A BILL TO BE ENTITLED

AN ACT

relating to mobile Internet service access in an area subject to a declared state of disaster.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1.  Subchapter H, Chapter 418, Government Code, is amended by adding Section 418.194 to read as follows:

Sec. 418.194.  MOBILE INTERNET SERVICE IN AREA SUBJECT TO DISASTER DECLARATION. (a) In this section, "mobile Internet service provider" means a person who provides mobile Internet service to a wireless communication device as defined by Section 545.425, Transportation Code.

(b)  A mobile Internet service provider may not impair or degrade lawful mobile Internet service access in an area subject to a declared state of disaster under Section 418.014.

(c)  This section does not prohibit a mobile Internet service provider from prioritizing first responder Internet service access or a network service designated for use by emergency services personnel if there is network congestion in an area subject to a declared state of disaster under Section 418.014.

SECTION 2.  This Act takes effect September 1, 2019.