

SENATE BILL NO. 46

January 26, 2021, Introduced by Senator NESBITT and referred to the Committee on Energy and Technology.

A bill to amend 1893 PA 206, entitled
"The general property tax act,"
(MCL 211.1 to 211.155) by adding section 9p.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 **Sec. 9p. (1) Beginning December 31, 2020, eligible broadband**
2 **equipment that resolves lack of broadband service is exempt from**
3 **the collection of taxes under this act.**

4 **(2) As used in this section:**

5 **(a) "Broadband service" means a service capable of delivering**

1 high-speed internet access at speeds of at least 10 megabits per
2 second downstream and 1 megabit per second upstream.

3 (b) "Eligible broadband equipment" means any equipment
4 acquired by a qualified business that meets all of the following:

5 (i) Is used for or is substantially related to providing
6 broadband service in at least 1 direction. The term includes, but
7 is not limited to, asynchronous transfer mode switches, digital
8 subscriber line access multiplexers, antennas, routers, servers,
9 multiplexers, fiber optic cable, and related equipment technology.
10 The term also includes, but is not limited to, the following:

11 (A) For a qualified business that is a telecommunications
12 carrier, equipment that is necessary to provide broadband service
13 and is an integral part of a broadband network.

14 (B) For a qualified business that is a commercial mobile
15 service carrier, equipment extending from the subscriber side of
16 the mobile telecommunications switch to a transmitting or receiving
17 antenna, including the antenna, on the outside of the structure in
18 which the subscriber is located.

19 (C) For a qualified business that is a cable or open video
20 system operator or video service provider, equipment extending from
21 within the headend to the outside of the structure in which the
22 subscriber is located.

23 (ii) Was first installed or used by the qualified business
24 after December 31, 2020 and has been used by the qualified business
25 for not more than 10 years.

26 (c) "Person" means an individual, sole proprietorship,
27 partnership, corporation, association, limited liability company,
28 or any other legal entity.

29 (d) "Qualified business" means a person who provides

- 1 terrestrial broadband service, including terrestrial wireless
- 2 broadband service.