Senator Hardy moves to amend the bill by adding a new section to be
Sec. 23a to read as follows:

Sec. 23a. DEPARTMENT OF FINANCIAL REGULATION; BROADBAND
CONSTRUCTION; INSURANCE; GUIDANCE

(a) The availability of significant federal funds coupled with the State’s
commitment to achieving universal broadband connectivity has resulted in an
unprecedented period of broadband construction in our State. It is the purpose
of this section to provide educational risk management guidance to broadband
service providers engaged in broadband construction projects to reduce the risk
of harm or injury to Vermonters, generally. It is not the intent of this section to
establish new or expand existing rights, obligations, or remedies. Broadband
service providers should consult with insurance professionals and legal counsel
when developing specific contractual terms and conditions.

(b) The Department of Financial Regulation, in consultation with the
Public Utility Commission, shall develop a guidance document that includes
recommendations related to standard insurance requirements and measures that
ensure adequate coverage is in force for the duration of broadband construction
projects. The guidance shall be posted on a website maintained by the Public
Utility Commission and shall be distributed by the Commission to every
broadband service provider that registers with the State as well as to the
Vermont Community Broadband Board for distribution to recipients of State broadband construction grants.

(c) The Department of Financial Regulation may include in the guidance any recommendations for mitigating liability risk through safe cleanup practices on a broadband construction worksite, and may include notification of the requirements pertaining to the proper disposal of solid waste as established in 24 V.S.A. § 2201.

(d) The guidance required by this section shall be published on or before September 15, 2022.