



## Eligible Entity Regulatory Approach - Template

To use this template, Eligible Entities should customize all text in gray

Law Title	Publicly Accessible Link	Description	Date Enacted	How will the law be applied in connection to competition for the subgrants?
S.C. Code Ann. §§ 58-9-2600 through 59-9-2689	<a href="https://www.scstatehouse.gov/code/t58c009.php">https://www.scstatehouse.gov/code/t58c009.php</a>	This law regulates the provision of communications service by an agency, entity, instrumentality, or a political subdivision of South Carolina, excluding the South Carolina Department of Administration, for services provided as of the effective date of the law. The purpose of the law is to ensure government resources are not used in an unfair, anticompetitive manner and requires various procedural requirements and additional tax considerations that some may consider to be barriers to the provision of municipal retail broadband service.	Portions effective July 1, 2002. Other portions effective June 29, 2012.	Subject to specific exemptions, local government-owned communications service providers or municipal broadband networks have to first show that there is no ISP or internet service available in an area prior to offering retail broadband services (service directly to residents). No government entity has chosen to make a filing at the Public Service Commission of South Carolina to declare an area is unserved and that the government entity seeks to provide retail internet service in that unserved area. There are no current actions to waive this statutory provision. As a result, compliance for this provision will take place in the form of gating criteria as part of the BEAD application process. Details will be included in grant guidelines and the grant application requiring public sector entities to disclose proof of their engagement and associated filing with the Public Service Commission of South Carolina.