

House Memorial 1

Sponsored by Representative BARNHART; Representatives DEMBROW, FREDERICK, J SMITH (Pre-session filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Urges Congress and President to restrict ability of Internet service providers to create two-tiered Internet and to enable Federal Communications Commission to otherwise regulate Internet service providers.

HOUSE MEMORIAL

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2 To the President of the United States and the Senate and the House of Representatives of the United
3 States of America, in Congress assembled:

4 We, your memorialists, the House of Representatives of the State of Oregon, in legislative ses-
5 sion assembled, respectfully represent as follows:

6 Whereas the content that the public shares through the Internet is a public good and should
7 not be subject to restrictions that Internet service providers, who are not accountable to the public,
8 put in place for the providers' own purposes; and

9 Whereas allowing Internet service providers to put restrictions on the free flow of information
10 over the Internet sets a precedent that might allow the providers to discriminate against or restrict
11 information on the Internet for any reason; and

12 Whereas uncertainty exists as to the extent to which the federal government or other govern-
13 mental bodies have the ability to prevent Internet service providers from restricting the free flow
14 of information over the Internet; and

15 Whereas privacy protections for Internet users are of significant concern and are also uncertain
16 and subject to the business interests and business practices of Internet service providers; and

17 Whereas additional concern exists regarding the market power of the few businesses that con-
18 trol access to the Internet; now, therefore,

19 **Be It Resolved by the House of Representatives of the State of Oregon:**

20 (1) The Congress of the United States of America is respectfully urged to enact, and the Presi-
21 dent of the United States to sign, legislation that:

22 (a) Restricts the ability of Internet service providers to create a two-tiered structure for infor-
23 mation flow on the Internet;

24 (b) Extends the reach of federal antitrust laws to the market for Internet services to the extent
25 necessary to protect the public against anticompetitive business practices in that market; and

26 (c) Solidifies the ability of the Federal Communications Commission to regulate Internet service
27 providers in order to:

28 (A) Protect consumers from anticonsumer and anticompetitive practices by Internet service
29 providers, including blocking or disfavoring certain information or application content;

30 (B) Require transparency and disclosure from Internet service providers to the providers' cus-
31 tomers to ensure that the customers have full information with respect to the providers' policies for

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted.
New sections are in **boldfaced** type.

HM 1

1 privacy protection, information flow, pricing and other concerns; and

2 (C) Adopt rules that protect consumer privacy.

3 (2) A copy of this memorial shall be sent to the President of the United States and to each
4 member of the Oregon Congressional Delegation.

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