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Notice: Opportunity for Broadband Service Providers to Evidence BEAD Classification Changes

June 18, 2025

In accordance with NTIA's June 2025 *BEAD Restructuring Policy Notice*,[1] the West Virginia Department of Economic Development, Office of Broadband (collectively WVDED), is providing the opportunity for broadband service providers using specific technologies operating in the state to claim and evidence a reclassification of broadband serviceable locations (BSLs) from eligible for BEAD Program funding to ineligible. This opportunity is only for providers of <u>HFC, fiber-to-the-premises, licensed terrestrial fixed wireless, or licensed by-rule terrestrial fixed wireless service</u>.[2] Providers of unlicensed terrestrial fixed wireless had the opportunity to respond to a prior notice.[3]

Providers can only submit claims and evidence for locations served by their own networks, and only for service availability to locations as of December 31, 2024, that the provider has previously submitted to the Federal Communications Commission. Responses must be received by the end of day **June 25, 2025**. All emails, including questions, should be directed to luke.n.peters@wv.gov.

Instructions

WVDED has provided a CSV called "*BSLs for Served Info Request.csv*" of BSLs that the Federal Communications Commission Broadband Data Collection (BDC) data states as having access to broadband service with speeds of at least 100 Mbps download and 20 Mbps upload with latency of less than or equal to 100 ms:
https://get.massive.io/01JY2BGF86985NXBCKF777JWZH?secret=laozBhIoRKrryoXY

Each row in the provided CSV represents one such Location and contains two pre-filled columns. The four other columns are discussed in Step 1 further below.

Column	Description
location_id	Identifier for the Location, as used in the Broadband Serviceable Location Fabric
cai_id	WVDED-specific CAI identifier if the Location is a CAI; otherwise, null

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[1] National Telecommunications and Information Administration (NTIA), "Broadband Equity, Access, and Deployment (BEAD) Program: BEAD Restructuring Policy Notice" June 6, 2025, Section 4, https://www.ntia.gov/sites/default/files/2025-06/bead-restructuring-policy-notice.pdf.

[2] These correspond to technology code categories 40, 50, 71, and 72, respectively, 0 as defined by the Federal Communications Commission and used for its Broadband Data Collection process. Details are available here: https://help.bdc.fcc.gov/hc/en-us/articles/5290793888795-Fixed-Technology-Codes.

[3] WVDED, "Notice: Request for Intent from Providers of Fixed Wireless Broadband Service Via Unlicensed Spectrum" June 13, 2025, https://broadband.wv.gov/wp-content/uploads/2025/06/WVDED-ULFW-Evidence-Request-Notice-2.pdf.

Step 1. Mark Locations for Which You Have Evidence of Service

Download a copy of the CSV linked above. For each Location you have evidence of service meeting the requirements, please mark the following columns accordingly:

Column name	Required?	Description
serviced	Yes	Enter "1" or "True" if you believe and have evidence that you already serve the Location with speeds of at least 100 Mbps download and 20 Mbps upload, with less than or equal to 100 ms of latency.
technology	Yes	Indicate the type of technology you use to serve this location: • "40" Coaxial Cable / HFC • "50" Optical Carrier / Fiber to the premises • "71" Licensed Terrestrial Fixed Wireless • "72" Licensed by-Rule Terrestrial Fixed Wireless If multiple, only select one technology.
evidence_type	Yes	Indicate the type of evidence you can provide WVDED to substantiate the above claim. Enter: • "P" photographic evidence • "S" Evidence of subscription (service record) • "N" network diagram • "T" network speed test • "X" other evidence
notes	No, optional	Include any notes required to help substantiate your response

Step 2. Collect and Label Evidence of Service

For each Location marked with served = 1/True in the CSV, collect the evidence marked in the evidence_type column and place it in a folder called *"Evidence".*

The file name of each piece of evidence should begin with the location_id to which it belongs. For instance, two pieces of evidence for location_id = 1234 might be named: "**1234** example text.jpg" and "**1234** - lorem ipsum.xlsx". If the Location does not have a location_id, use the cai_id instead. If a piece of evidence applies to more than one Location, create a separate copy of the evidence for each respective Location and name them appropriately. If a single piece of evidence applies to more than one Location, include the evidence only once and reference the file in the notes field of the additional Locations to which it applies.

Step 3. Complete Attestation

WVDED will provide an attestation form prior to the response deadline. Please see https://broadband.wv.gov for the form titled "*BSLs for Served Info Request Attestation.pdf.*" Download and complete the form.

Step 4. Package and Upload Materials

Create a folder with your entity's business name. Inside of that folder place the edited CSV from Step 1, "Evidence" folder from Step 2, and completed attestation form from Step 3. The folder structure should appear as follows:

```
ACME_Telecom
├───── BSLs for Served Info Request.csv
├───── BSLs for Served Info Request Attestation.pdf
└───── Evidence
        ├───── 1234 speed test.pdf
        ├───── 5678 speed test.pdf
        ├───── 9101 photo.jpg
        └───── etc.
```

Then, upload this folder to the following repository: https://bslsforservedinforequest.portal.massive.io

Step 5. Email WVDED

"Reply to All" when sending the email confirming completion of the activity.